

SECOND REGULAR SESSION  
SENATE COMMITTEE SUBSTITUTE FOR  
HOUSE COMMITTEE SUBSTITUTE FOR

# HOUSE BILL NO. 1605

## 99TH GENERAL ASSEMBLY

---

Reported from the Committee on Rules, Joint Rules, Resolutions and Ethics, April 5, 2018, with recommendation that the Senate Committee Substitute do pass.

4767S.03C

ADRIANE D. CROUSE, Secretary.

---

### AN ACT

To repeal sections 8.003, 8.007, 8.015, and 8.017, RSMo, and to enact in lieu thereof four new sections relating to the Missouri state capitol commission.

---

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

Section A. Sections 8.003, 8.007, 8.015, and 8.017, RSMo, are repealed and  
2 four new sections enacted in lieu thereof, to be known as sections 8.003, 8.007,  
3 8.015, and 8.017, to read as follows:

8.003. 1. The commission shall consist of [eleven] **fifteen** persons, as  
2 follows: the commissioner of the office of administration; one member of the  
3 senate from the majority party, **appointed by the president pro tempore of**  
4 **the senate** and one member of the senate from the minority party, appointed by  
5 the [president pro tempore] minority leader of the senate; one member of the  
6 house of representatives from the majority party, **appointed by the speaker**  
7 **of the house of representatives** and one member of the house of  
8 representatives from the minority party, appointed by the [speaker of the house  
9 of representatives] **minority leader of the house of representatives**; one  
10 employee of the house of representatives appointed by the speaker of the house  
11 of representatives and one employee of the senate appointed by the president pro  
12 tempore; **two members of the general public appointed by the governor**  
13 **from a list of names submitted by the speaker of the house of**  
14 **representatives and two members of the general public appointed by**  
15 **the governor from a list of names submitted by the president pro**  
16 **tempore of the senate**; and four members appointed by the governor with the

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

17 advice and consent of the senate. The lieutenant governor shall be an ex officio  
18 member of the commission.

19 2. The legislative members of the commission shall serve for the general  
20 assembly during which they are appointed and until their successors are selected  
21 and qualified.

22 3. The ~~[four]~~ **eight** members appointed by the governor shall be persons  
23 who have knowledge and background regarding the history of the state, the  
24 history and significance of the seat of state government and the capitol but shall  
25 not be required to be professionals in the subject area.

26 4. The terms of the ~~[four]~~ **eight** members appointed by the governor shall  
27 be four years and until their successors are appointed and qualified. Provided,  
28 however, that the first term of ~~[three]~~ **five** public members shall be for two years,  
29 thereafter the terms shall be four years. There is no limitation on the number  
30 of terms any appointed member may serve. If a vacancy occurs, the governor may  
31 appoint a member for the remaining portion of the unexpired term created by the  
32 vacancy. The governor may remove any member appointed by him or her for  
33 cause. The members of the commission shall be reimbursed for travel and other  
34 expenses actually and necessarily incurred in the performance of their duties by  
35 the office of administration.

36 5. At the first meeting of the commission and at yearly intervals  
37 thereafter, the members shall select from among themselves a chairman and a  
38 vice chairman.

39 6. The commission shall hold at least four regular meetings each year and  
40 such additional meetings as the chairman deems desirable at a place and time to  
41 be fixed by the chairman. Special meetings may be called by five members of the  
42 commission upon delivery of written notice to each member of the  
43 commission. Reasonable written notice of all meetings shall be given by the  
44 director to all members of the commission. Five members of the commission shall  
45 constitute a quorum. All actions of the commission shall be taken at meetings  
46 open to the public. Any member absent from six consecutive regular commission  
47 meetings for any cause whatsoever shall be deemed to have resigned and the  
48 vacancy shall be filled immediately in accordance with subsection 1 of this  
49 section.

50 7. The commission shall provide a report to the governor and the general  
51 assembly annually.

8.007. 1. The commission shall:

2 (1) Exercise general supervision of the administration of sections 8.001 to  
3 8.007;

4 (2) Evaluate and approve capitol studies and improvement, expansion,  
5 renovation, and restoration projects [to be paid for with funds appropriated from  
6 the state capitol commission fund] **including, but not limited to, the “21st-  
7 Century State Capitol Restoration Project”, which includes, but is not  
8 limited to, the development and implementation of a comprehensive  
9 master plan for the restoration, protection, risk management, and  
10 continuing preservation of the capitol building, grounds, and any annex  
11 areas. For purposes of this section, "annex areas" shall mean the  
12 building currently occupied by the Missouri department of  
13 transportation located at 105 West Capitol Avenue in Jefferson City, if  
14 used to house members of the general assembly or legislative support  
15 staff, or any new building constructed for such purposes;**

16 (3) Exercise ongoing supervision and coordination of the capitol  
17 building, grounds, and any annex areas;

18 [(3)] (4) Evaluate and recommend courses of action on the restoration  
19 and preservation of the capitol, the preservation of historical significance of the  
20 capitol and the history of the capitol;

21 [(4)] (5) Evaluate and recommend courses of action to ensure accessibility  
22 to the capitol for physically disabled persons;

23 [(5)] (6) Advise, consult, and cooperate with the office of administration,  
24 the archives division of the office of the secretary of state, the historic  
25 preservation program within the department of natural resources, the division of  
26 tourism within the department of economic development and the historical society  
27 of Missouri in furtherance of the purposes of sections 8.001 to 8.007;

28 [(6)] (7) Be authorized to cooperate or collaborate with other state  
29 agencies and not-for-profit organizations to publish books and manuals  
30 concerning the history of the capitol, its improvement or restoration;

31 [(7) Before each September first, recommend options to the governor on  
32 budget allocation for improvements or restoration of the capitol premises] (8) **On  
33 or before October first of each year, submit to the budget director and  
34 the general assembly estimates of the requirements for appropriations  
35 for the capitol building, grounds, and any annex areas for the year  
36 commencing on the following first day of July;**

37 [(8)] (9) Encourage, participate in, or conduct studies, investigations, and

38 research and demonstrations relating to improvement and restoration of the state  
39 capitol it may deem advisable and necessary for the discharge of its duties  
40 pursuant to sections 8.001 to 8.007;

41        [(9)] **(10)** Hold hearings, issue notices of hearings, and take testimony  
42 as the commission deems necessary; and

43        [(10)] **(11)** Initiate planning efforts, subject to the appropriation of funds,  
44 for a centennial celebration of the laying of the capstone of the Missouri state  
45 capitol.

46        2. The "State Capitol Commission Fund" is hereby created in the state  
47 treasury. Any moneys received from sources other than appropriation by the  
48 general assembly, including from private sources, gifts, donations and grants,  
49 shall be credited to the state capitol commission fund and shall be appropriated  
50 by the general assembly.

51        3. The provisions of section 33.080 to the contrary notwithstanding,  
52 moneys in the second capitol commission fund shall not be transferred and placed  
53 to the credit of the general revenue fund. Moneys in the state capitol commission  
54 fund shall not be appropriated for any purpose other than those designated by the  
55 commission.

56        4. The commission is authorized to accept all gifts, bequests and donations  
57 from any source whatsoever. The commission may also apply for and receive  
58 grants consistent with the purposes of sections 8.001 to 8.007. All such gifts,  
59 bequests, donations and grants shall be used or expended upon appropriation in  
60 accordance with their terms or stipulations, and the gifts, bequests, donations or  
61 grants may be used or expended for the preservation, improvement, expansion,  
62 renovation, restoration and improved accessibility and for promoting the  
63 historical significance of the capitol.

64        5. The commission may copyright or obtain a trademark for any  
65 photograph, written work, art object, or any product created of the capitol or  
66 capitol grounds. The commission may grant access or use of any such works to  
67 other organizations or individuals for a fee, at its sole discretion, or waive all  
68 fees. All funds obtained through licensing fees shall be credited to the capitol  
69 commission fund in a manner similar to funds the commission receives as gifts,  
70 donations, and grants. The funds shall be used for repairs, refurbishing, or to  
71 create art, exhibits, decorations, or other beautifications or adornments to the  
72 capitol or its grounds.

8.015. The senate chamber, the senate committee rooms, the offices of the

2 members of the senate on the third and fourth floors of the state capitol building  
3 and all other rooms and offices of the state capitol building designed for or  
4 assigned [by the board of public buildings] **under section 8.007** to the use of the  
5 members and officers of the senate, and all furniture, equipment and supplies  
6 therein, are reserved for the exclusive use of the members and officers of the  
7 senate. These rooms, together with the furniture, equipment and supplies  
8 therein, are in direct charge and control of the senate accounts committee. No  
9 use of any of said quarters other than by the senate, its members or officers shall  
10 be made except with the written consent of the senator or officer occupying the  
11 office rooms and upon the order of the accounts committee.

8.017. The house chamber, the house committee rooms, the offices of the  
2 members of the house on the third and fourth floors of the state capitol building  
3 and all other rooms and offices of the state capitol building designed for or  
4 assigned [by the board of public buildings] **under section 8.007** to the use of the  
5 members and officers of the house, and all furniture, equipment and supplies  
6 therein, are reserved for the exclusive use of the members and officers of the  
7 house of representatives. These rooms, together with the furniture, equipment  
8 and supplies therein, are in direct charge and control of the house accounts  
9 committee. No use of any of said quarters other than by the house of  
10 representatives, its members or officers shall be made except with the written  
11 consent of the representative or officer occupying the office rooms and upon the  
12 order of the accounts committee.

✓

Copy