

FIRST REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 266
100TH GENERAL ASSEMBLY

Reported from the Committee on Small Business and Industry, April 25, 2019, with recommendation that the Senate Committee Substitute do pass.

0149S.04C

ADRIANE D. CROUSE, Secretary.

AN ACT

To amend chapters 9 and 185, RSMo, by adding thereto two new sections relating to state designations.

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

Section A. Chapters 9 and 185, RSMo, are amended by adding thereto two
2 new sections, to be known as sections 9.240 and 185.070, to read as follows:

**9.240. July seventh of each year shall be designated as "Missouri
2 Sliced Bread Day". The citizens of this state are encouraged to
3 participate in appropriate activities and events to commemorate the
4 first sale of sliced bread on July 7, 1928, in Chillicothe, Missouri.**

**185.070. 1. There is hereby established the designation of
2 "Missouri Historical Theater".**

3 2. As used in this section, the following terms mean:

**4 (1) "Missouri state council on the arts" or "council", as established
5 in section 185.010;**

**6 (2) "Theater", a 501(c)(3) organization that produces plays,
7 musicals, and other dramatic performances.**

**8 3. The council shall administer the Missouri historical theater
9 program including, but not limited to, creating application forms,
10 establishing a time line for applications, announcing theaters receiving
11 the designation, creating a process to ensure theaters who receive the
12 designation maintain eligibility, and establishing an application fee to
13 cover the costs of administering the program and providing the
14 certificate in subsection 5 of this section.**

15 4. The council shall use the following criteria to determine which

16 theaters should receive the state historical theater designation:

17 (1) The theater is a 501(c)(3) not-for-profit organization;

18 (2) The theater produces a minimum of three shows open to the
19 public each year;

20 (3) The extent to which the theater contributes to tourism in
21 Missouri;

22 (4) The extent to which the theater promotes the arts in its
23 community and throughout Missouri; and

24 (5) The theater has been operational for a minimum of fifty
25 years.

26 5. All theaters selected for the state historical theater
27 designation shall receive a certificate, suitable for framing, from the
28 council.

29 6. Each year, the council shall provide a list of theaters that have
30 the state historical theater designation to the division of tourism.

31 7. With the advice of the Missouri state council on the arts, the
32 director of the department of economic development may promulgate
33 all necessary rules and regulations for the administration of this
34 section. Any rule or portion of a rule, as that term is defined in section
35 536.010 that is created under the authority delegated in this section
36 shall become effective only if it complies with and is subject to all of
37 the provisions of chapter 536, and, if applicable, section 536.028. This
38 section and chapter 536 are nonseverable and if any of the powers
39 vested with the general assembly pursuant to chapter 536, to review, to
40 delay the effective date, or to disapprove and annul a rule are
41 subsequently held unconstitutional, then the grant of rulemaking
42 authority and any rule proposed or adopted after August 28, 2019, shall
43 be invalid and void.

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