

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SS/Senate Bill No. 24, Page 7, Section 94.902, Line 197,

2 by inserting after all of said line the following:

3 "99.805. As used in sections 99.800 to 99.865, unless
4 the context clearly requires otherwise, the following terms
5 shall mean:

6 (1) "Blighted area", an area which, by reason of the
7 predominance of defective or inadequate street layout,
8 insanitary or unsafe conditions, deterioration of site
9 improvements, [improper subdivision or obsolete platting,]
10 or the existence of conditions which endanger life or
11 property by fire and other causes, or any combination of
12 such factors, retards the provision of housing
13 accommodations or constitutes an economic or social
14 liability or a menace to the public health, safety,
15 [morals,] or welfare in its present condition and use, and,
16 for areas located in a city not within a county which are
17 located in a census tract that is defined as a low-income
18 community under 26 U.S.C. Section 45D(e) or is eligible to
19 be designated as a qualified opportunity zone under 26
20 U.S.C. Section 1400Z-1;

21 (2) "Collecting officer", the officer of the
22 municipality responsible for receiving and processing
23 payments in lieu of taxes or economic activity taxes from
24 taxpayers or the department of revenue;

25 (3) "Conservation area", any improved area within the
26 boundaries of a redevelopment area located within the

territorial limits of a municipality in which fifty percent or more of the structures in the area have an age of thirty-five years or more. Such an area is not yet a blighted area but is detrimental to the public health, safety, [morals,] or welfare and may become a blighted area because of any one or more of the following factors: dilapidation; obsolescence; deterioration; illegal use of individual structures; presence of structures below minimum code standards; abandonment; excessive vacancies; overcrowding of structures and community facilities; lack of ventilation, light or sanitary facilities; inadequate utilities; excessive land coverage; deleterious land use or layout; depreciation of physical maintenance; and lack of community planning. A conservation area shall meet at least three of the factors provided in this subdivision for projects approved on or after December 23, 1997;

(4) "Economic activity taxes", the total additional revenue from taxes which are imposed by a municipality and other taxing districts, and which are generated by economic activities within a redevelopment area over the amount of such taxes generated by economic activities within such redevelopment area in the calendar year prior to the adoption of the ordinance designating such a redevelopment area, while tax increment financing remains in effect, but excluding personal property taxes, taxes imposed on sales or charges for sleeping rooms paid by transient guests of hotels and motels, licenses, fees or special assessments. For redevelopment projects or redevelopment plans approved after December 23, 1997, if a retail establishment relocates within one year from one facility to another facility within the same county and the governing body of the municipality finds that the relocation is a direct beneficiary of tax increment financing, then for purposes of this definition,

the economic activity taxes generated by the retail establishment shall equal the total additional revenues from economic activity taxes which are imposed by a municipality or other taxing district over the amount of economic activity taxes generated by the retail establishment in the calendar year prior to its relocation to the redevelopment area;

(5) "Economic development area", any area or portion of an area located within the territorial limits of a municipality, which does not meet the requirements of subdivisions (1) and (3) of this section, and in which the governing body of the municipality finds that redevelopment will not be solely used for development of commercial businesses which unfairly compete in the local economy and is in the public interest because it will:

(a) Discourage commerce, industry or manufacturing from moving their operations to another state; or

(b) Result in increased employment in the municipality; or

(c) Result in preservation or enhancement of the tax base of the municipality;

(6) "Gambling establishment", an excursion gambling boat as defined in section 313.800 and any related business facility including any real property improvements which are directly and solely related to such business facility, whose sole purpose is to provide goods or services to an excursion gambling boat and whose majority ownership interest is held by a person licensed to conduct gambling games on an excursion gambling boat or licensed to operate an excursion gambling boat as provided in sections 313.800 to 313.850. This subdivision shall be applicable only to a redevelopment area designated by ordinance adopted after December 23, 1997;

(7) "Greenfield area", any vacant, unimproved, or agricultural property that is located wholly outside the incorporated limits of a city, town, or village, or that is substantially surrounded by contiguous properties with agricultural zoning classifications or uses unless said property was annexed into the incorporated limits of a city, town, or village ten years prior to the adoption of the ordinance approving the redevelopment plan for such greenfield area;

(8) "Municipality", a city, village, or incorporated town or any county of this state. For redevelopment areas or projects approved on or after December 23, 1997, municipality applies only to cities, villages, incorporated towns or counties established for at least one year prior to such date;

(9) "Obligations", bonds, loans, debentures, notes, special certificates, or other evidences of indebtedness issued by a municipality to carry out a redevelopment project or to refund outstanding obligations;

(10) "Ordinance", an ordinance enacted by the governing body of a city, town, or village or a county or an order of the governing body of a county whose governing body is not authorized to enact ordinances;

(11) "Payment in lieu of taxes", those estimated revenues from real property in the area selected for a redevelopment project, which revenues according to the redevelopment project or plan are to be used for a private use, which taxing districts would have received had a municipality not adopted tax increment allocation financing, and which would result from levies made after the time of the adoption of tax increment allocation financing during the time the current equalized value of real property in the area selected for the redevelopment project exceeds the

total initial equalized value of real property in such area until the designation is terminated pursuant to subsection 2 of section 99.850;

(12) "Redevelopment area", an area designated by a municipality, in respect to which the municipality has made a finding that there exist conditions which cause the area to be classified as a blighted area, a conservation area, an economic development area, an enterprise zone pursuant to sections 135.200 to 135.256, or a combination thereof, which area includes only those parcels of real property directly and substantially benefitted by the proposed redevelopment project;

(13) "Redevelopment plan", the comprehensive program of a municipality for redevelopment intended by the payment of redevelopment costs to reduce or eliminate those conditions, the existence of which qualified the redevelopment area as a blighted area, conservation area, economic development area, or combination thereof, and to thereby enhance the tax bases of the taxing districts which extend into the redevelopment area. Each redevelopment plan shall conform to the requirements of section 99.810;

(14) "Redevelopment project", any development project within a redevelopment area in furtherance of the objectives of the redevelopment plan; any such redevelopment project shall include a legal description of the area selected for the redevelopment project;

(15) "Redevelopment project costs" include the sum total of all reasonable or necessary costs incurred or estimated to be incurred, and any such costs incidental to a redevelopment plan or redevelopment project, as applicable. Such costs include, but are not limited to, the following:

(a) Costs of studies, surveys, plans, and specifications;

(b) Professional service costs, including, but not limited to, architectural, engineering, legal, marketing, financial, planning or special services. Except the reasonable costs incurred by the commission established in section 99.820 for the administration of sections 99.800 to 99.865, such costs shall be allowed only as an initial expense which, to be recoverable, shall be included in the costs of a redevelopment plan or project;

(c) Property assembly costs, including, but not limited to:

a. Acquisition of land and other property, real or personal, or rights or interests therein;

b. Demolition of buildings; and

c. The clearing and grading of land;

(d) Costs of rehabilitation, reconstruction, or repair or remodeling of existing buildings and fixtures;

(e) Initial costs for an economic development area;

(f) Costs of construction of public works or improvements;

(g) Financing costs, including, but not limited to, all necessary and incidental expenses related to the issuance of obligations, and which may include payment of interest on any obligations issued pursuant to sections 99.800 to 99.865 accruing during the estimated period of construction of any redevelopment project for which such obligations are issued and for not more than eighteen months thereafter, and including reasonable reserves related thereto;

(h) All or a portion of a taxing district's capital costs resulting from the redevelopment project necessarily incurred or to be incurred in furtherance of the objectives of the redevelopment plan and project, to the extent the

190 municipality by written agreement accepts and approves such
191 costs;

192 (i) Relocation costs to the extent that a municipality
193 determines that relocation costs shall be paid or are
194 required to be paid by federal or state law;

195 (j) Payments in lieu of taxes;

196 (16) "Special allocation fund", the fund of a
197 municipality or its commission which contains at least two
198 separate segregated accounts for each redevelopment plan,
199 maintained by the treasurer of the municipality or the
200 treasurer of the commission into which payments in lieu of
201 taxes are deposited in one account, and economic activity
202 taxes and other revenues are deposited in the other account;

203 (17) "Taxing districts", any political subdivision of
204 this state having the power to levy taxes;

205 (18) "Taxing districts' capital costs", those costs of
206 taxing districts for capital improvements that are found by
207 the municipal governing bodies to be necessary and to
208 directly result from the redevelopment project; and

209 (19) "Vacant land", any parcel or combination of
210 parcels of real property not used for industrial,
211 commercial, or residential buildings.

212 99.821. Notwithstanding any provision of sections
213 99.800 to 99.865 to the contrary, redevelopment plans
214 approved or amended after December 31, 2021, by a city not
215 within a county may provide for the deposit of up to ten
216 percent of the tax increment financing revenues generated
217 pursuant to section 99.845 into a strategic infrastructure
218 for economic growth fund established by such city in lieu of
219 deposit into the special allocation fund. Moneys deposited
220 into the strategic infrastructure for economic growth fund
221 pursuant to this section may be expended by the city
222 establishing such fund for the purpose of funding capital

investments in public infrastructure that the governing body
of such city has determined to be in a census tract that is
defined as a low-income community under 26 U.S.C. Section
45D(e) or is eligible to be designated as a qualified
opportunity zone under 26 U.S.C. Section 1400Z-1."; and

Further amend said bill, page 43, section 620.3210,
line 223, by inserting after all of said line the following:

"650.550. 1. There is hereby created in the state
treasury the "Economic Distress Zone Fund", which shall
consist of money appropriated under this section. The state
treasurer shall be custodian of the fund. In accordance
with sections 30.170 and 30.180, the state treasurer may
approve disbursements. The fund shall be a dedicated fund
and money in the fund shall be used solely by the department
of public safety to provide funding to organizations
registered with the United States Internal Revenue Service
as a 501(c)(3) corporation that provide services to
residents of the state in areas of high incidents of crime
and deteriorating infrastructure for the purpose of
detering criminal behavior in such areas. Any moneys
appropriated and any other moneys made available by gift,
grant, bequest, contribution, or otherwise to carry out the
purpose of this section, and all interest earned on, and
income generated from, moneys in the fund shall be paid to,
and deposited in, the economic distress zone fund.

2. Notwithstanding the provisions of section 33.080 to
the contrary, any moneys appropriated to the fund over three
million dollars, excluding any moneys made available by
gift, grant, bequest, contribution, or otherwise, that
remain in the fund at the end of the biennium shall revert
to the credit of the general revenue fund.

3. The department of public safety shall promulgate
rules to carry out the provisions of this section. Any rule

or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2021, shall be invalid and void.

4. As used in this section, "areas of high incidents of crime and deteriorating infrastructure" shall mean a city with a homicide rate of at least seven times the national average according to the Federal Bureau of Investigation's Uniform Crime Reporting System; a poverty rate that exceeds twenty percent according to the United States Census Bureau; and has a school district with at least eighty percent of students who qualify for free or reduced lunch.

5. The provisions of this section shall terminate on August 28, 2024.

650.555. 1. There is hereby created in the state treasury the "988 Public Safety Fund", which shall consist of money appropriated under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and money in the fund shall be used solely by the department of public safety to provide funding to employee assistance programs established by a law enforcement agency or emergency services provider to provide professional counseling or support services to employees of a law enforcement agency or emergency services provider. Any moneys appropriated and

289 any other moneys made available by gift, grant, bequest,
290 contribution, or otherwise to carry out the purpose of this
291 section, and all interest earned on, and income generated
292 from, moneys in the fund shall be paid to, and deposited in,
293 the 988 public safety fund.

294 2. Notwithstanding the provisions of section 33.080 to
295 the contrary, any moneys appropriated to the fund over one
296 million dollars, excluding any moneys made available any
297 gift, grant, bequest, contribution, or otherwise, that
298 remain in the fund at the end of the biennium shall revert
299 to the credit of the general revenue fund.

300 3. The department of public safety shall promulgate
301 rules to carry out the provisions of this section. Any rule
302 or portion of a rule, as that term is defined in section
303 536.010, that is created under the authority delegated in
304 this section shall become effective only if it complies with
305 and is subject to all of the provisions of chapter 536 and,
306 if applicable, section 536.028. This section and chapter
307 536 are nonseverable and if any of the powers vested with
308 the general assembly pursuant to chapter 536 to review, to
309 delay the effective date, or to disapprove and annul a rule
310 are subsequently held unconstitutional, then the grant of
311 rulemaking authority and any rule proposed or adopted after
312 August 28, 2021, shall be invalid and void."; and

313 Further amend the title and enacting clause accordingly.