

SENATE COMMITTEE SUBSTITUTE

FOR

SENATE BILL NO. 1023

AN ACT

To repeal sections 182.802 and 488.426, RSMo, and to enact in lieu thereof two new sections relating to funding for certain libraries.

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

Section A. Sections 182.802 and 488.426, RSMo, are repealed and two new sections enacted in lieu thereof, to be known as sections 182.802 and 488.426, to read as follows:

182.802. 1. (1) Any public library district located in any of the following counties may impose a tax as provided in this section:

(a) At least partially within any county of the third classification without a township form of government and with more than forty thousand eight hundred but fewer than forty thousand nine hundred inhabitants;

(b) Any county of the third classification without a township form of government and with more than thirteen thousand five hundred but fewer than thirteen thousand six hundred inhabitants;

(c) Any county of the third classification without a township form of government and with more than thirteen thousand two hundred but fewer than thirteen thousand three hundred inhabitants;

(d) Any county of the third classification with a township form of government and with more than twenty-nine thousand seven hundred but fewer than twenty-nine thousand eight hundred inhabitants;

(e) Any county of the second classification with more than nineteen thousand seven hundred but fewer than nineteen thousand eight hundred inhabitants;

(f) Any county of the third classification with a township form of government and with more than thirty-three thousand one hundred but fewer than thirty-three thousand two hundred inhabitants;

(g) Any county of the third classification without a township form of government and with more than eighteen thousand but fewer than twenty thousand inhabitants and with a city of the third classification with more than six thousand but fewer than seven thousand inhabitants as the county seat;

(h) Any county of the fourth classification with more than twenty thousand but fewer than thirty thousand inhabitants; [or]

(i) Any county of the third classification with more than thirteen thousand nine hundred but fewer than fourteen thousand inhabitants;

(j) Any county with more than four hundred thousand but fewer than five hundred thousand inhabitants;

(k) Any county with more than one hundred thousand but fewer than one hundred twenty thousand inhabitants and with a county seat with more than twelve thousand but fewer than fourteen thousand inhabitants;

(l) Any county with more than thirty-five thousand but fewer than forty thousand inhabitants and with a county seat with more than eight thousand but fewer than ten thousand inhabitants;

(m) Any county with more than fourteen thousand but fewer than fifteen thousand seven hundred inhabitants and with a county seat with more than two thousand but fewer than three thousand inhabitants;

(n) Any county with more than twenty-two thousand but fewer than twenty-five thousand inhabitants and with a county seat with more than one thousand four hundred but fewer than one thousand nine hundred inhabitants;

(o) Any county with more than eighty thousand but fewer than one hundred thousand inhabitants and with a county seat with more than seventy thousand but fewer than eighty thousand inhabitants;

(p) Any county with more than eight thousand nine hundred but fewer than nine thousand nine hundred inhabitants and with a county seat with more than one thousand but fewer than two thousand inhabitants;

(q) Any county with more than twelve thousand five hundred but fewer than fourteen thousand inhabitants and with a county seat with more than four thousand but fewer than five thousand inhabitants;

(r) Any county with more than eight thousand but fewer than eight thousand nine hundred inhabitants and with a county seat with more than three hundred but fewer than six hundred inhabitants;

(s) Any county with more than twenty-two thousand but fewer than twenty-five thousand inhabitants and with a county seat with more than one hundred but fewer than five hundred inhabitants;

(t) Any county with more than eighty thousand but fewer than one hundred thousand inhabitants and with a county seat with more than twenty thousand but fewer than twenty-five thousand inhabitants;

(u) Any county with more than two hundred sixty thousand but fewer than three hundred thousand inhabitants;

(v) Any county with more than two hundred thousand but fewer than two hundred thirty thousand inhabitants;

(w) Any county with more than one hundred twenty thousand but fewer than one hundred fifty thousand inhabitants;

(x) Any county with more than fifty thousand but fewer than sixty thousand inhabitants and with a county seat with more than ten thousand but fewer than twelve thousand six hundred inhabitants;

(y) Any county with more than one hundred thousand but fewer than one hundred twenty thousand inhabitants and with a county seat with more than nine thousand but fewer than eleven thousand inhabitants;

(z) Any county with more than thirty thousand but fewer than thirty-five thousand inhabitants and with a county seat with more than three thousand eight hundred but fewer than six thousand inhabitants;

(aa) Any county with more than fifty thousand but fewer than sixty thousand inhabitants and with a county seat with more than seventeen thousand but fewer than twenty-one thousand inhabitants;

(bb) Any county with more than thirty-five thousand but fewer than forty thousand inhabitants and with a county seat with more than five thousand but fewer than eight thousand inhabitants;

(cc) Any county with more than thirty-five thousand but fewer than forty thousand inhabitants and with a county seat with more than ten thousand but fewer than fourteen thousand inhabitants;

(dd) Any county with more than forty thousand but fewer than fifty thousand inhabitants and with a county seat with more than twenty-one thousand but fewer than thirty-one thousand inhabitants;

(ee) Any county with more than nineteen thousand but fewer than twenty-two thousand inhabitants and with a county

seat with more than one thousand but fewer than two thousand two hundred twenty inhabitants;

(ff) Any county with more than fifteen thousand seven hundred but fewer than seventeen thousand six hundred inhabitants and with a county seat with more than seven thousand but fewer than nine thousand inhabitants;

(gg) Any county with more than twenty-two thousand but fewer than twenty-five thousand inhabitants and with a county seat with more than nine hundred but fewer than one thousand four hundred inhabitants;

(hh) Any county with more than eight thousand but fewer than eight thousand nine hundred inhabitants and with a county seat with more than eight hundred but fewer than one thousand three hundred inhabitants;

(ii) Any county with more than twenty-two thousand but fewer than twenty-five thousand inhabitants and with a county seat with more than nine thousand but fewer than twelve thousand five hundred inhabitants;

(jj) Any county with more than eighty thousand but fewer than one hundred thousand inhabitants and with a county seat with more than thirteen thousand but fewer than seventeen thousand inhabitants;

(kk) Any county with more than thirty thousand but fewer than thirty-five thousand inhabitants and with a county seat with more than two thousand but fewer than three thousand eight hundred inhabitants;

(ll) Any county with more than thirty-five thousand but fewer than forty thousand inhabitants and with a county seat with more than two thousand but fewer than five thousand inhabitants;

(mm) Any county with more than eight thousand nine hundred but fewer than nine thousand nine hundred

inhabitants and with a county seat with more than five thousand but fewer than six thousand inhabitants;

(nn) Any county with more than fourteen thousand but fewer than fifteen thousand seven hundred inhabitants and with a county seat with more than eight thousand but fewer than ten thousand inhabitants;

(oo) Any county with more than twenty-two thousand but fewer than twenty-five thousand inhabitants and with a county seat with more than twelve thousand five hundred but fewer than sixteen thousand inhabitants;

(pp) Any county with more than fifty thousand but fewer than sixty thousand inhabitants and with a county seat with more than four thousand but fewer than seven thousand inhabitants;

(qq) Any county with more than twelve thousand five hundred but fewer than fourteen thousand inhabitants and with a county seat with more than one thousand but fewer than two thousand inhabitants;

(rr) Any county with more than seventy thousand but fewer than eighty thousand inhabitants;

(ss) Any county with more than forty thousand but fewer than fifty thousand inhabitants and with a county seat with more than eighteen thousand but fewer than twenty-one thousand inhabitants;

(tt) Any county with more than seventeen thousand six hundred but fewer than nineteen thousand inhabitants and with a county seat with more than four thousand but fewer than five thousand five hundred inhabitants;

(uu) Any county with more than nineteen thousand but fewer than twenty-two thousand inhabitants and with a county seat with more than two thousand five hundred but fewer than four thousand inhabitants;

(vv) Any county with more than seventeen thousand six hundred but fewer than nineteen thousand inhabitants and with a county seat with more than eight thousand but fewer than ten thousand inhabitants;

(ww) Any county with more than thirty-five thousand but fewer than forty thousand inhabitants and with a county seat with more than five hundred but fewer than two thousand inhabitants;

(xx) Any county with more than nine thousand nine hundred but fewer than eleven thousand inhabitants and with a county seat with more than six hundred but fewer than one thousand inhabitants;

(yy) Any county with more than twenty-five thousand but fewer than thirty thousand inhabitants and with a county seat with more than two thousand five hundred but fewer than six thousand inhabitants;

(zz) Any county with more than twenty-five thousand but fewer than thirty thousand inhabitants and with a county seat with more than fourteen thousand but fewer than twenty thousand inhabitants;

(aaa) Any county with more than fourteen thousand but fewer than fifteen thousand seven hundred inhabitants and with a county seat with more than four thousand five hundred fifty but fewer than four thousand nine hundred inhabitants.

(2) Any public library district listed in subdivision (1) of this subsection may, by a majority vote of its board of directors, impose a tax not to exceed one-half of one cent on all retail sales subject to taxation under sections 144.010 to 144.525 for the purpose of funding the operation and maintenance of public libraries within the boundaries of such library district. If the library board approves placing the sales tax authorized by this section on the ballot, then the county commission shall comply and place

the measure before the voters. The tax authorized by this subsection shall be in addition to all other taxes allowed by law. No tax under this subsection shall become effective unless the board of directors submits to the voters of the district, at a county or state general, primary or special election, a proposal to authorize the tax, and such tax shall become effective only after the majority of the voters voting on such tax approve such tax.

2. In the event the district seeks to impose a sales tax under this subsection, the question shall be submitted in substantially the following form:

Shall a \_\_\_\_\_ cent sales tax be levied on all retail sales within the district for the purpose of providing funding for \_\_\_\_\_ library district?

YES

NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the tax shall become effective. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the board of directors shall have no power to impose the tax unless and until another proposal to authorize the tax is submitted to the voters of the district and such proposal is approved by a majority of the qualified voters voting thereon. The provisions of sections 32.085 and 32.087 shall apply to any tax approved under this subsection.

3. As used in this section, "qualified voters" or "voters" means any individuals residing within the district who are eligible to be registered voters and who have registered to vote under chapter 115, or, if no individuals are eligible and registered to vote reside within the

proposed district, all of the owners of real property located within the proposed district who have unanimously petitioned for or consented to the adoption of an ordinance by the governing body imposing a tax authorized in this section. If the owner of the property within the proposed district is a political subdivision or corporation of the state, the governing body of such political subdivision or corporation shall be considered the owner for purposes of this section.

4. For purposes of this section the term "public library district" shall mean any city library district, county library district, city-county library district, municipal library district, consolidated library district, or urban library district.

488.426. 1. The judges of the circuit court, en banc, in any circuit in this state may require any party filing a civil case in the circuit court, at the time of filing the suit, to deposit with the clerk of the court a surcharge in addition to all other deposits required by law or court rule. Sections 488.426 to 488.432 shall not apply to proceedings when costs are waived or are to be paid by the county or state or any city.

2. The surcharge in effect on August 28, 2001, shall remain in effect until changed by the circuit court. The circuit court in any circuit, except the circuit court in Jackson County, the circuit court in the city of St. Louis, or the circuit court in any circuit that reimburses the state for the salaries of family court commissioners under and pursuant to section 487.020, may change the fee to any amount not to exceed fifteen dollars. The circuit court in Jackson County, the circuit court in the city of St. Louis, or the circuit court in any circuit that reimburses the state for the salaries of family court commissioners under

and pursuant to section 487.020 may change the fee to any amount not to exceed twenty dollars. A change in the fee shall become effective and remain in effect until further changed.

3. Sections 488.426 to 488.432 shall not apply to proceedings when costs are waived or are paid by the county or state or any city.

[4. In addition to any fee authorized by subsection 1 of this section, any county of the first classification with more than one hundred one thousand but fewer than one hundred fifteen thousand inhabitants may impose an additional fee of ten dollars excluding cases concerning adoption and those in small claims court. The provisions of this subsection shall expire on December 31, 2019.]