

SENATE BILL NO. 1023

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR BROWN (16).

5365S.011

KRISTINA MARTIN, Secretary

AN ACT

To repeal section 182.802, RSMo, and to enact in lieu thereof one new section relating to a sales tax for public libraries.

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

Section A. Section 182.802, RSMo, is repealed and one new
2 section enacted in lieu thereof, to be known as section 182.802,
3 to read as follows:

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

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

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

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

16 (d) Any county of the third classification with a
17 township form of government and with more than twenty-nine

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

18 thousand seven hundred but fewer than twenty-nine thousand
19 eight hundred inhabitants;

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

116 (ee) Any county with more than nineteen thousand but
117 fewer than twenty-two thousand inhabitants and with a county
118 seat with more than one thousand but fewer than two thousand
119 two hundred twenty inhabitants;

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

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

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

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

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

140 (kk) Any county with more than thirty thousand but
141 fewer than thirty-five thousand inhabitants and with a
142 county seat with more than two thousand but fewer than three
143 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 fifty 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.

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