

SECOND REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 718
93RD GENERAL ASSEMBLY

Reported from the Committee on Financial and Governmental Organizations and Elections, March 2, 2006, with recommendation that the Senate Committee Substitute do pass.

3198S.02C

TERRY L. SPIELER, Secretary.

AN ACT

To repeal section 100.281, RSMo, and to enact in lieu thereof one new section relating to the development finance board.

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

Section A. Section 100.281, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 100.281, to read as follows:

100.281. 1. A request for a loan from the development and reserve fund,
2 the infrastructure development fund [or], the export finance fund, **or the jobs**
3 **now fund** to fund export trade activities or to carry out a project shall be in the
4 form of an application for the project to the board, which application shall be in
5 such form as the board may specify. After reviewing the application and such
6 other information as the board may require, the board may grant all or a part of
7 the loan request, provided the board determines that:

8 (1) The project will be a benefit to the economy or infrastructure of the
9 state;

10 (2) The project will generate sufficient revenues or the borrower will
11 otherwise have sufficient revenues available to enable the borrower to repay the
12 loan to the development and reserve fund, the infrastructure development fund
13 [or], the export finance fund, **or the jobs now fund**, along with any interest to
14 be charged; and

15 (3) In the case of an infrastructure facility project, the loan will not exceed
16 ten million dollars.

17 2. **The board shall grant a loan request only if the borrower's**
18 **means of repayment is readily ascertainable and reliable. 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.

19 **exception of annual appropriation debt for state-owned property, the**
20 **board shall not grant such a request if the means of repayment is**
21 **contingent upon state funding that has not been granted.**

22 **3.** Notwithstanding any other provision of law to the contrary, all
23 development agencies, as defined in section 100.255, shall have the power to
24 borrow funds from the board for any project, to contract with the board, and to
25 furnish a security interest in any of their revenues or properties to the board to
26 secure a loan from the board and to issue notes in evidence thereof upon such
27 terms as such development agencies shall determine.

28 **[3.] 4.** When the board issues bonds to provide loans for more than one
29 infrastructure project, the board shall make a reasonable effort to sell the bonds
30 to a purchaser that represents a group consisting of more than one underwriter.

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Bill

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