

# 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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

158 (b) Professional service costs, including, but not  
159 limited to, architectural, engineering, legal, marketing,  
160 financial, planning or special services. Except the  
161 reasonable costs incurred by the commission established in  
162 section 99.820 for the administration of sections 99.800 to  
163 99.865, such costs shall be allowed only as an initial  
164 expense which, to be recoverable, shall be included in the  
165 costs of a redevelopment plan or project;

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

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

170 b. Demolition of buildings; and

171 c. The clearing and grading of land;

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

174 (e) Initial costs for an economic development area;

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

177 (g) Financing costs, including, but not limited to,  
178 all necessary and incidental expenses related to the  
179 issuance of obligations, and which may include payment of  
180 interest on any obligations issued pursuant to sections  
181 99.800 to 99.865 accruing during the estimated period of  
182 construction of any redevelopment project for which such  
183 obligations are issued and for not more than eighteen months  
184 thereafter, and including reasonable reserves related  
185 thereto;

186 (h) All or a portion of a taxing district's capital  
187 costs resulting from the redevelopment project necessarily  
188 incurred or to be incurred in furtherance of the objectives  
189 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

223 investments in public infrastructure that the governing body  
224 of such city has determined to be in a census tract that is  
225 defined as a low-income community under 26 U.S.C. Section  
226 45D(e) or is eligible to be designated as a qualified  
227 opportunity zone under 26 U.S.C. Section 1400Z-1."; and

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

230 "650.550. 1. There is hereby created in the state  
231 treasury the "Economic Distress Zone Fund", which shall  
232 consist of money appropriated under this section. The state  
233 treasurer shall be custodian of the fund. In accordance  
234 with sections 30.170 and 30.180, the state treasurer may  
235 approve disbursements. The fund shall be a dedicated fund  
236 and money in the fund shall be used solely by the department  
237 of public safety to provide funding to organizations  
238 registered with the United States Internal Revenue Service  
239 as a 501(c)(3) corporation that provide services to  
240 residents of the state in areas of high incidents of crime  
241 and deteriorating infrastructure for the purpose of  
242 detering criminal behavior in such areas. Any moneys  
243 appropriated and any other moneys made available by gift,  
244 grant, bequest, contribution, or otherwise to carry out the  
245 purpose of this section, and all interest earned on, and  
246 income generated from, moneys in the fund shall be paid to,  
247 and deposited in, the economic distress zone fund.

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

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



256 or portion of a rule, as that term is defined in section  
257 536.010, that is created under the authority delegated in  
258 this section shall become effective only if it complies with  
259 and is subject to all of the provisions of chapter 536 and,  
260 if applicable, section 536.028. This section and chapter  
261 536 are nonseverable and if any of the powers vested with  
262 the general assembly pursuant to chapter 536 to review, to  
263 delay the effective date, or to disapprove and annul a rule  
264 are subsequently held unconstitutional, then the grant of  
265 rulemaking authority and any rule proposed or adopted after  
266 August 28, 2021, shall be invalid and void.

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

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

277 650.555. 1. There is hereby created in the state  
278 treasury the "988 Public Safety Fund", which shall consist  
279 of money appropriated under this section. The state  
280 treasurer shall be custodian of the fund. In accordance with  
281 sections 30.170 and 30.180, the state treasurer may approve  
282 disbursements. The fund shall be a dedicated fund and money  
283 in the fund shall be used solely by the department of public  
284 safety to provide funding to employee assistance programs  
285 established by a law enforcement agency or emergency  
286 services provider to provide professional counseling or  
287 support services to employees of a law enforcement agency or  
288 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.