

SENATE SUBSTITUTE
FOR
SENATE BILL NO. 265
AN ACT

To amend chapter 68, RSMo, by adding thereto one new section relating to a waterways and ports trust fund.

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

Section A. Chapter 68, RSMo, is amended by adding thereto
2 one new section, to be known as section 68.080, to read as
3 follows:

68.080. 1. There is hereby established in the state
2 treasury the "Waterways and Ports Trust Fund". The fund
3 shall consist of revenues appropriated to it by the general
4 assembly.

5 2. The fund may also receive any gifts, contributions,
6 grants, or bequests received from federal, private, or other
7 sources.

8 3. The fund shall be a revolving trust fund exempt
9 from the provisions of section 33.080 relating to the
10 transfer of unexpended balances by the state treasurer to
11 the general revenue fund of the state. All interest earned
12 upon the balance in the fund shall be deposited to the
13 credit of the fund.

14 4. Moneys in the fund shall be withdrawn only upon
15 appropriation by the general assembly, to be administered by
16 the state highways and transportation commission and the
17 department of transportation, in consultation with Missouri
18 public ports, for the purposes in subsection 2 of section
19 68.035 and for no other purpose. To be eligible to receive
20 an appropriation from the fund, a project shall be:

21 (1) A capital improvement project implementing
22 physical improvements designed to improve commerce or

23 terminal and transportation facilities on or adjacent to the
24 navigable rivers of this state;

25 (2) Located on land owned or held in long term lease
26 by a Missouri port authority, or within a navigable river
27 adjacent to such land, and within the boundaries of a port
28 authority;

29 (3) Funded by alternate sources so that moneys from
30 the fund comprise no more than eighty percent of the cost of
31 the project;

32 (4) Selected and approved by the highways and
33 transportation commission, in consultation with Missouri
34 public ports, to support a statewide plan for waterborne
35 commerce, in accordance with subdivision (1) of section
36 68.065; and

37 (5) Capable of completion within two years of approval
38 by the highways and transportation commission.

39 5. Appropriations made from the fund established in
40 this section may be used as a local share in applying for
41 other grant programs.

42 6. The provisions of this section shall terminate on
43 August 28, 2033, pending the discharge of all warrant. On
44 December 31, 2033, the fund shall be dissolved and the
45 unencumbered balance shall be transferred to the general
46 revenue fund.