

SENATE SUBSTITUTE
FOR
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.

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

Section A. Sections 182.802 and 488.426, RSMo, are
2 repealed and two new sections enacted in lieu thereof, to be
3 known as sections 182.802 and 488.426, 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
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 one hundred thousand but
40 fewer than one hundred twenty thousand inhabitants and with
41 a county seat with more than twelve thousand but fewer than
42 fourteen thousand inhabitants;

43 (k) Any county with more than thirty-five thousand but
44 fewer than forty thousand inhabitants and with a county seat
45 with more than eight thousand but fewer than ten thousand
46 inhabitants;

47 (l) Any county with more than fourteen thousand but
48 fewer than fifteen thousand seven hundred inhabitants and
49 with a county seat with more than two thousand but fewer
50 than three thousand inhabitants;

51 (m) Any county with more than twenty-two thousand but
52 fewer than twenty-five thousand inhabitants and with a

53 county seat with more than one thousand four hundred but
54 fewer than one thousand nine hundred inhabitants;

55 (n) Any county with more than eighty thousand but
56 fewer than one hundred thousand inhabitants and with a
57 county seat with more than seventy thousand but fewer than
58 eighty thousand inhabitants;

59 (o) Any county with more than eight thousand nine
60 hundred but fewer than nine thousand nine hundred
61 inhabitants and with a county seat with more than one
62 thousand but fewer than two thousand inhabitants;

63 (p) Any county with more than twelve thousand five
64 hundred but fewer than fourteen thousand inhabitants and
65 with a county seat with more than four thousand but fewer
66 than five thousand inhabitants;

67 (q) Any county with more than eight thousand but fewer
68 than eight thousand nine hundred inhabitants and with a
69 county seat with more than three hundred but fewer than six
70 hundred inhabitants;

71 (r) Any county with more than twenty-two thousand but
72 fewer than twenty-five thousand inhabitants and with a
73 county seat with more than one hundred but fewer than five
74 hundred inhabitants;

75 (s) Any county with more than eighty thousand but
76 fewer than one hundred thousand inhabitants and with a
77 county seat with more than twenty thousand but fewer than
78 twenty-five thousand inhabitants;

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

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

83 (v) Any county with more than one hundred twenty
84 thousand but fewer than one hundred fifty thousand
85 inhabitants;

86 (w) Any county with more than fifty thousand but fewer
87 than sixty thousand inhabitants and with a county seat with
88 more than ten thousand but fewer than twelve thousand six
89 hundred inhabitants;

90 (x) Any county with more than one hundred thousand but
91 fewer than one hundred twenty thousand inhabitants and with
92 a county seat with more than nine thousand but fewer than
93 eleven thousand inhabitants;

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

98 (z) Any county with more than fifty thousand but fewer
99 than sixty thousand inhabitants and with a county seat with
100 more than seventeen thousand but fewer than twenty-one
101 thousand inhabitants;

102 (aa) Any county with more than thirty-five thousand
103 but fewer than forty thousand inhabitants and with a county
104 seat with more than five thousand but fewer than eight
105 thousand inhabitants;

106 (bb) Any county with more than thirty-five thousand
107 but fewer than forty thousand inhabitants and with a county
108 seat with more than ten thousand but fewer than fourteen
109 thousand inhabitants;

110 (cc) Any county with more than forty thousand but
111 fewer than fifty thousand inhabitants and with a county seat
112 with more than twenty-one thousand but fewer than thirty-one
113 thousand inhabitants;

114 (dd) Any county with more than nineteen thousand but
115 fewer than twenty-two thousand inhabitants and with a county
116 seat with more than one thousand but fewer than two thousand
117 two hundred twenty inhabitants;

118 (ee) Any county with more than fifteen thousand seven
119 hundred but fewer than seventeen thousand six hundred
120 inhabitants and with a county seat with more than seven
121 thousand but fewer than nine thousand inhabitants;

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

126 (gg) Any county with more than eight thousand but
127 fewer than eight thousand nine hundred inhabitants and with
128 a county seat with more than eight hundred but fewer than
129 one thousand three hundred inhabitants;

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

134 (ii) Any county with more than eighty thousand but
135 fewer than one hundred thousand inhabitants and with a
136 county seat with more than thirteen thousand but fewer than
137 seventeen thousand inhabitants;

138 (jj) Any county with more than thirty thousand but
139 fewer than thirty-five thousand inhabitants and with a
140 county seat with more than two thousand but fewer than three
141 thousand eight hundred inhabitants;

142 (kk) Any county with more than thirty-five thousand
143 but fewer than forty thousand inhabitants and with a county
144 seat with more than two thousand but fewer than five
145 thousand inhabitants;

146 (ll) Any county with more than eight thousand nine
147 hundred but fewer than nine thousand nine hundred
148 inhabitants and with a county seat with more than five
149 thousand but fewer than six thousand inhabitants;

150 (mm) Any county with more than fourteen thousand but
151 fewer than fifteen thousand seven hundred inhabitants and
152 with a county seat with more than eight thousand but fewer
153 than ten thousand inhabitants;

154 (nn) Any county with more than twenty-two thousand but
155 fewer than twenty-five thousand inhabitants and with a
156 county seat with more than twelve thousand five hundred but
157 fewer than sixteen thousand inhabitants;

158 (oo) Any county with more than fifty thousand but
159 fewer than sixty thousand inhabitants and with a county seat
160 with more than four thousand but fewer than seven thousand
161 inhabitants;

162 (pp) Any county with more than twelve thousand five
163 hundred but fewer than fourteen thousand inhabitants and
164 with a county seat with more than one thousand but fewer
165 than two thousand inhabitants;

166 (qq) Any county with more than seventy thousand but
167 fewer than eighty thousand inhabitants;

168 (rr) Any county with more than forty thousand but
169 fewer than fifty thousand inhabitants and with a county seat
170 with more than eighteen thousand but fewer than twenty-one
171 thousand inhabitants;

172 (ss) Any county with more than seventeen thousand six
173 hundred but fewer than nineteen thousand inhabitants and
174 with a county seat with more than four thousand but fewer
175 than five thousand fifty inhabitants;

176 (tt) Any county with more than nineteen thousand but
177 fewer than twenty-two thousand inhabitants and with a county
178 seat with more than two thousand five hundred but fewer than
179 four thousand inhabitants;

180 (uu) Any county with more than seventeen thousand six
181 hundred but fewer than nineteen thousand inhabitants and

182 with a county seat with more than eight thousand but fewer
183 than ten thousand inhabitants;

184 (vv) Any county with more than thirty-five thousand
185 but fewer than forty thousand inhabitants and with a county
186 seat with more than five hundred but fewer than two thousand
187 inhabitants;

188 (ww) Any county with more than nine thousand nine
189 hundred but fewer than eleven thousand inhabitants and with
190 a county seat with more than six hundred but fewer than one
191 thousand inhabitants;

192 (xx) Any county with more than twenty-five thousand
193 but fewer than thirty thousand inhabitants and with a county
194 seat with more than two thousand five hundred but fewer than
195 six thousand inhabitants;

196 (yy) Any county with more than twenty-five thousand
197 but fewer than thirty thousand inhabitants and with a county
198 seat with more than fourteen thousand but fewer than twenty
199 thousand inhabitants;

200 (zz) Any county with more than fourteen thousand but
201 fewer than fifteen thousand seven hundred inhabitants and
202 with a county seat with more than four thousand five hundred
203 fifty but fewer than four thousand nine hundred inhabitants.

204 (2) Any public library district listed in subdivision
205 (1) of this subsection may, by a majority vote of its board
206 of directors, impose a tax not to exceed one-half of one
207 cent on all retail sales subject to taxation under sections
208 144.010 to 144.525 for the purpose of funding the operation
209 and maintenance of public libraries within the boundaries of
210 such library district. If the library board approves
211 placing the sales tax authorized by this section on the
212 ballot, then the county commission shall comply and place
213 the measure before the voters. The tax authorized by this
214 subsection shall be in addition to all other taxes allowed

215 by law. No tax under this subsection shall become effective
216 unless the board of directors submits to the voters of the
217 district, at a county or state general, primary or special
218 election, a proposal to authorize the tax, and such tax
219 shall become effective only after the majority of the voters
220 voting on such tax approve such tax.

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

224 Shall a _____ cent sales tax be levied on all
225 retail sales within the district for the purpose
226 of providing funding for _____ library district?

227 YES NO

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

239 3. As used in this section, "qualified voters" or
240 "voters" means any individuals residing within the district
241 who are eligible to be registered voters and who have
242 registered to vote under chapter 115, or, if no individuals
243 are eligible and registered to vote reside within the
244 proposed district, all of the owners of real property
245 located within the proposed district who have unanimously

246 petitioned for or consented to the adoption of an ordinance
247 by the governing body imposing a tax authorized in this
248 section. If the owner of the property within the proposed
249 district is a political subdivision or corporation of the
250 state, the governing body of such political subdivision or
251 corporation shall be considered the owner for purposes of
252 this section.

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

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

9 2. The surcharge in effect on August 28, 2001, shall
10 remain in effect until changed by the circuit court. The
11 circuit court in any circuit, except the circuit court in
12 Jackson County, the circuit court in the city of St. Louis,
13 or the circuit court in any circuit that reimburses the
14 state for the salaries of family court commissioners under
15 and pursuant to section 487.020, may change the fee to any
16 amount not to exceed fifteen dollars. The circuit court in
17 Jackson County, the circuit court in the city of St. Louis,
18 or the circuit court in any circuit that reimburses the
19 state for the salaries of family court commissioners under
20 and pursuant to section 487.020 may change the fee to any
21 amount not to exceed twenty dollars. A change in the fee

22 shall become effective and remain in effect until further
23 changed.

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

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