

SECOND REGULAR SESSION

# HOUSE BILL NO. 1492

102ND GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE GRIFFITH.

3756H.011

DANA RADEMAN MILLER, Chief Clerk

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## AN ACT

To repeal section 313.820, RSMo, and to enact in lieu thereof three new sections relating to gambling boat fees.

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

Section A. Section 313.820, RSMo, is repealed and three new sections enacted in lieu thereof, to be known as sections 313.820, 313.828, and 313.829, to read as follows:

313.820. 1. **(1)** An excursion boat licensee shall pay to the commission an admission fee of ~~two~~ **four** dollars for each person embarking on an excursion gambling boat ~~[with a ticket of admission]~~. One dollar of such fee shall be deposited to the credit of the gaming commission fund as authorized pursuant to section 313.835, ~~[and]~~ one dollar of such fee shall not be considered state funds and shall be paid to the home dock city or county, **one dollar of such fee shall be paid to the veterans commission capital improvement trust fund, fifty cents of such fee shall be deposited to the credit of the steamboat legacy fund established under section 313.828, and fifty cents of such fee shall be deposited to the credit of the transportation legacy fund created under section 313.828, beginning on the effective date of this section.** Subject to appropriation, one cent of such fee deposited to the credit of the gaming commission fund may be deposited to the credit of the compulsive gamblers fund created pursuant to the provisions of section 313.842. Nothing in this section shall preclude any licensee from charging any amount deemed necessary for a ticket of admission to any person embarking on an excursion gambling boat. If tickets are issued which are good for more than one excursion, the admission fee shall be paid to the commission for each person using the ticket on each excursion that the ticket is used. If free passes or complimentary admission tickets are issued, the excursion boat licensee shall pay to the commission the same

EXPLANATION — Matter enclosed in bold-faced brackets ~~[thus]~~ in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 fee upon these passes or complimentary tickets as if they were sold at the regular and usual  
19 admission rate; however, the excursion boat licensee may issue fee-free passes to actual and  
20 necessary officials and employees of the licensee or other persons actually working on the  
21 excursion gambling boat. The issuance of fee-free passes is subject to the rules of the  
22 commission, and a list of all persons to whom the fee-free passes are issued shall be filed with  
23 the commission.

24 **(2) The commission shall, within the first three months of each calendar year,**  
25 **adjust the admission fee established in subdivision (1) of this subsection in accordance**  
26 **with the federal Bureau of Labor Statistics consumer price index and shall place the**  
27 **revised fee in effect at the beginning of the immediately following fiscal year.**

28 2. All licensees are subject to all income taxes, sales taxes, earnings taxes, use taxes,  
29 property taxes or any other tax or fee now or hereafter lawfully levied by any political  
30 subdivision; however, no other license tax, permit tax, occupation tax, excursion fee, or taxes  
31 or fees shall be imposed, levied or assessed exclusively upon licensees by a political  
32 subdivision. All state taxes not connected directly to gambling games shall be collected by  
33 the department of revenue. Notwithstanding the provisions of section 32.057 to the contrary,  
34 the department of revenue may furnish and the commission may receive tax information to  
35 determine if applicants or licensees are complying with the tax laws of this state; however,  
36 any tax information acquired by the commission shall not become public record and shall be  
37 used exclusively for commission business.

**313.828. 1. There is hereby created in the state treasury the "Steamboat Legacy**  
2 **Fund", which shall consist of moneys from the designated portion of the admission fees**  
3 **collected under section 313.820. The state treasurer shall be the custodian of the fund.**  
4 **In accordance with sections 30.170 and 30.180, the state treasurer shall annually**  
5 **approve disbursements from the fund to the national steamboat museum.**  
6 **Notwithstanding the provisions of section 33.080 to the contrary, any moneys**  
7 **remaining in the fund at the end of the biennium shall not revert to the credit of the**  
8 **general revenue fund. The state treasurer shall invest moneys in the fund in the same**  
9 **manner as other funds are invested. Any interest and moneys earned on such**  
10 **investments shall be credited to the fund.**

11 2. The steamboat legacy fund shall be a dedicated fund and, upon appropriation,  
12 moneys in the fund shall be used as follows:

13 (1) For the construction, maintenance, and operation of a facility that is exempt  
14 from taxation under 26 U.S.C. 503(c) which shall be known as the "National Steamboat  
15 Museum" and shall be located within the state of Missouri, with the purpose of such  
16 facility being a museum housing and displaying books, maps, artifacts, recovered

17 steamboat structures, and any other material related to the significance of the  
18 steamboat era in the history of Missouri; and

19 (2) For the acquisition and preservation of books, maps, artifacts, recovered  
20 steamboat structures, and any other material related to the significance of the  
21 steamboat era in the history of Missouri.

22 3. The national steamboat museum shall be organized under the laws of this  
23 state, shall be a trustee of this state, organized and regulated under section 501(c)3 of the  
24 Internal Revenue Service Code, shall hold all its present and future collections and  
25 property for this state, and shall not mortgage or deed in trust any of its property or sell  
26 any of such property, except by way of exchange for property of equal value or for  
27 reinvestment.

28 4. Under section 23.253 of the Missouri sunset act:

29 (1) The provisions of the new program authorized under this section shall  
30 automatically sunset December thirty-first, fifteen years after the effective date of this  
31 section unless reauthorized by an act of the general assembly;

32 (2) If such program is reauthorized, the program authorized under this section  
33 shall automatically sunset December thirty-first, twelve years after the effective date of  
34 the reauthorization of this section;

35 (3) This section shall terminate on September first of the calendar year  
36 immediately following the calendar year in which the program authorized under this  
37 section is sunset; and

38 (4) If this section is allowed to sunset, the revenues from the fund shall be  
39 redirected to the Missouri Gaming Commission for distribution as provided for by law.

313.829. 1. There is hereby created in the state treasury the "Transportation  
2 Legacy Fund", which shall consist of the dedicated portion of the admission fees  
3 collected under section 313.820. The state treasurer shall be the custodian of the fund.  
4 In accordance with sections 30.170 and 30.180, the state treasurer shall annually  
5 approve disbursements from the fund to the national museum of transportation.  
6 Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining  
7 in the fund at the end of the biennium shall not revert to the credit of the general  
8 revenue fund. The state treasurer shall invest moneys in the fund in the same manner as  
9 other funds are invested. Any interest and moneys earned on such investments shall be  
10 credited to the fund.

11 2. The transportation legacy fund shall be a dedicated fund and, upon  
12 appropriation, moneys in the fund shall be used as follows:

13 (1) For the construction, maintenance, and operation of a facility that is exempt  
14 from taxation under 26 U.S.C. 503(c) which shall be known as the "National Museum of

15 **Transportation" and shall be located within the state of Missouri, with the purpose of**  
16 **such facility being a museum housing and displaying books, maps, artifacts, and any**  
17 **other materials and equipment related to the significance of transportation in the**  
18 **history of Missouri; and**

19 **(2) For the acquisition and preservation of books, maps, artifacts, and any other**  
20 **material and equipment related to the significance of transportation in the history of**  
21 **Missouri.**

22 **3. The national museum of transportation shall be organized under the laws of**  
23 **this state, shall be a trustee of this state, organized and regulated under section 501(c)3**  
24 **of the Internal Revenue Service Code, shall hold all its present and future collections**  
25 **and property for this state, and shall not mortgage or deed in trust any of its property or**  
26 **sell any of such property, except by way of exchange for property of equal value or for**  
27 **reinvestment.**

28 **4. Under section 23.253 of the Missouri sunset act:**

29 **(1) The new program authorized under this section shall automatically sunset**  
30 **December thirty-first, fifteen years after the effective date of this section unless**  
31 **reauthorized by an act of the general assembly;**

32 **(2) If such program is reauthorized, the program authorized under this section**  
33 **shall automatically sunset December thirty-first, twelve years after the effective date of**  
34 **the reauthorization of this section;**

35 **(3) This section shall terminate on September first of the calendar year**  
36 **immediately following the calendar year in which the program authorized under this**  
37 **section is sunset; and**

38 **(4) If this section is allowed to sunset, the revenues from the fund shall be**  
39 **redirected to the Missouri Gaming Commission for distribution as provided for by law.**

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