

FIRST REGULAR SESSION

HOUSE BILL NO. 719

96TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES HIGDON (Sponsor), SOLON, ALLEN, KELLY (24), FUHR, LAUER, TORPEY, LANT, TILLEY, SILVEY, WIELAND, KLIPPENSTEIN, TAYLOR, PETERS-BAKER, JONES (89), RICHARDSON, SCHAD, LICHTENEGGER, LONG, SCHARNHORST, COLONA, CONWAY (27), WELLS, KOENIG, LAIR, HOUGHTON, DIECKHAUS, JOHNSON AND NOLTE (Co-sponsors).

1684L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 311.554, RSMo, and to enact in lieu thereof one new section relating to liquor control.

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

Section A. Section 311.554, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 311.554, to read as follows:

311.554. 1. In addition to the charges imposed by section 311.550, there shall be paid to and collected by the director of revenue for the privilege of selling wine, an additional charge of six cents per gallon or fraction thereof; **however, one cent of the six cents collected under this subsection shall be paid to the fund created under subsection 5 of this section for enforcement of this chapter.** The additional charge shall be paid and collected in the same manner and at the same time that the charges imposed by section 311.550 are paid and collected.

2. Until June 30, 2006, the revenue derived from the additional charge imposed by subsection 1 shall be deposited by the state treasurer to the credit of a separate account in the marketing development fund created by section 261.035. Beginning July 1, 2006, the revenue derived from such additional charge shall be deposited by the state treasurer in the Missouri wine and grape fund created by this section. Moneys to the credit of both the marketing development fund and the Missouri wine and grape fund shall be used only for market development in developing programs for growing, selling, and marketing of grapes and grape products grown in Missouri, including all necessary funding for the employment of experts in the fields of

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.

15 viticulture and enology as deemed necessary, and programs aimed at improving marketing of all
16 varieties of grapes grown in Missouri; and shall be appropriated and used for no other purpose.

17 3. There is hereby created in the state treasury the "Missouri Wine and Grape Fund",
18 which shall consist of money collected under this section. The state treasurer shall be custodian
19 of the fund and shall approve disbursements from the fund to the department of agriculture for
20 use solely by the Missouri wine and grape board created under section 262.820 in accordance
21 with sections 30.170 and 30.180. Upon appropriation, money in the fund shall be used solely
22 for the administration of this section. Notwithstanding the provisions of section 33.080 to the
23 contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the
24 credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the
25 same manner as other funds are invested. Any interest and moneys earned on such investments
26 shall be credited to the fund.

27 4. In addition to the charges imposed by subsection 1 of this section and section 311.550,
28 there shall be paid to and collected by the director of revenue for the privilege of selling wine an
29 additional charge of six cents per gallon or fraction thereof. Until June 30, 2006, this additional
30 six cents per gallon shall be deposited by the state treasurer to the credit of a separate account
31 in the marketing development fund created by section 261.035. Beginning July 1, 2006, the
32 revenue derived from such additional charge shall be deposited by the state treasurer in the
33 Missouri wine and grape fund created in this section.

34 **5. There is hereby created in the state treasury the "Division of Alcohol and**
35 **Tobacco Control Enforcement Fund", which shall consist of money collected under**
36 **subsection 1 of this section. The state treasurer shall be custodian of the fund. In**
37 **accordance with sections 30.170 and 30.180, the state treasurer may approve**
38 **disbursements. The fund shall be a dedicated fund and, upon appropriation, money in the**
39 **fund shall be used solely for the administration of this chapter. Notwithstanding the**
40 **provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end**
41 **of the biennium shall not revert to the credit of the general revenue fund. The state**
42 **treasurer shall invest moneys in the fund in the same manner as other funds are invested.**
43 **Any interest and moneys earned on such investments shall be credited to the fund.**