

SECOND REGULAR SESSION

# HOUSE BILL NO. 1311

## 91ST GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES RELFORD, HUNTER AND COOPER (Co-sponsors).

Pre-filed December 20, 2001, and 1000 copies ordered printed.

TED WEDEL, Chief Clerk

3313L.011

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### AN ACT

To repeal section 313.820, RSMo, and to enact in lieu thereof one new section relating to admission fees for gambling boats paid to municipal and county governments.

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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Section A. Section 313.820, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 313.820, to read as follows:

313.820. 1. An excursion boat licensee shall pay to the commission an admission fee of two 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 **for ten years after the excursion boat has first admitted persons for gambling. After ten years from the date when the excursion boat begins admitting persons for gambling, fifty cents of such fee shall not be considered state funds and shall be paid to the home dock city or county, and fifty cents shall be paid to trust funds created for law enforcement and fire protection with twenty-five cents going to the trust fund for law enforcement and twenty-five cents going to the trust fund for fire protection. The director of the department of public safety is responsible for the administrative duties of the law enforcement and fire protection trust funds. The director shall use the money deposited in these funds solely for funding the equipment and salary needs of law enforcement and fire departments within the state.** 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

19 gambling boat. If tickets are issued which are good for more than one excursion, the admission  
20 fee shall be paid to the commission for each person using the ticket on each excursion that the  
21 ticket is used. If free passes or complimentary admission tickets are issued, the excursion boat  
22 licensee shall pay to the commission the same fee upon these passes or complimentary tickets  
23 as if they were sold at the regular and usual admission rate; however, the excursion boat licensee  
24 may issue fee-free passes to actual and necessary officials and employees of the licensee or other  
25 persons actually working on the excursion gambling boat. The issuance of fee-free passes is  
26 subject to the rules of the commission, and a list of all persons to whom the fee-free passes are  
27 issued shall be filed with the commission.

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 subdivision.  
32 All state taxes not connected directly to gambling games shall be collected by the department of  
33 revenue. Notwithstanding the provisions of section 32.057, RSMo, to the contrary, the  
34 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, any  
36 tax information acquired by the commission shall not become public record and shall be used  
37 exclusively for commission business.