

SECOND REGULAR SESSION

HOUSE BILL NO. 1248

93RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE PRATT.

Read 1st time January 5, 2006 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

3831L.01I

AN ACT

To repeal sections 160.534 and 164.303 as enacted by conference committee substitute for house committee substitute for senate substitute for senate committee substitute for senate bill no. 287, ninety-third general assembly, first regular session, and to enact in lieu thereof three new sections relating to gambling moneys for schools, with an emergency clause.

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

Section A. Sections 160.534 and 164.303 as enacted by conference committee substitute
2 for house committee substitute for senate substitute for senate committee substitute for senate
3 bill no. 287, ninety-third general assembly, first regular session, are repealed and three new
4 sections enacted in lieu thereof, to be known as sections 160.534, 163.201, and 164.303, to read
5 as follows:

160.534. [For fiscal year 1996 and each subsequent fiscal year,] **1. Except as provided**
2 **in subsection 2 of this section,** any amount of the excursion gambling boat proceeds deposited
3 in the gaming proceeds for education fund in excess of the amount transferred to the school
4 district bond fund as provided in section 164.303, RSMo, shall be transferred to the classroom
5 trust fund. Such moneys shall be distributed in the manner provided in section 163.043, RSMo.
6 **2. For fiscal year 2007 and for each subsequent fiscal year, all moneys transferred**
7 **from the gaming proceeds for education fund in excess of the sum of the amount**
8 **transferred to the school district bond fund for fiscal year 2006 plus the amount**
9 **transferred to the state school moneys fund for fiscal year 2006 shall be transferred**
10 **monthly to the classroom trust fund created in section 163.201, RSMo.**

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.

163.201. 1. For fiscal year 2007, and each subsequent fiscal year, the "Classroom Trust Fund", which is hereby created in the state treasury, shall be distributed by the state board of education to each school district on a per eligible pupil basis. The moneys distributed under this section shall be exempt from salary compliance under section 165.016, RSMo. The moneys may be used by the district for:

- (1) School construction, renovation, or leasing;
- (2) Teacher recruitment, retention, salaries, or professional development;
- (3) Technology enhancements or textbooks or instructional materials; or
- (4) School safety and violence prevention programs.

2. The classroom trust fund shall consist of all moneys transferred to it under section 160.534, RSMo, all moneys otherwise appropriated or donated to it, and, notwithstanding any other provision of law to the contrary, all unclaimed lottery prize money.

164.303. There is hereby established in the state treasury the "School District Bond Fund". Such amounts as may be necessary to fund the annual requests submitted by the health and educational facilities authority to fund the payment of costs and grants as provided in subsection 7 of section 360.106 and sections 360.111 to 360.118, RSMo, and necessary costs for administration of those provisions, but not to exceed seven million dollars per year, shall be transferred by appropriation to the fund from the gaming proceeds for education fund before any amounts in the gaming proceeds for education fund are transferred [to the classroom trust fund,] as provided in section 160.534, RSMo. Moneys deposited in the school district bond fund shall be used by the health and educational facilities authority, subject to appropriation, to fund the payment of costs and grants as provided in subsection 7 of section 360.106 and sections 360.111 to 360.118, RSMo, and necessary costs for administration of those provisions. Notwithstanding the provisions of section 33.080, RSMo, to the contrary, moneys in the fund shall not be transferred to the credit of the general revenue fund at the end of each biennium.

Section B. Because immediate action is necessary to ensure adequate funding for schools, section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section A of this act shall be in full force and effect on July 1, 2006, or upon its passage and approval, whichever later occurs.

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