

SECOND REGULAR SESSION

[TRULY AGREED TO AND FINALLY PASSED]

HOUSE BILL NO. 1809

99TH GENERAL ASSEMBLY

5569H.01T

2018

AN ACT

To repeal section 70.370, RSMo, and to enact in lieu thereof one new section relating to the bi-state metropolitan development district.

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

Section A. Section 70.370, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 70.370, to read as follows:

70.370. Within sixty days after this section becomes effective, the governor by and with the advice and consent of the senate shall appoint three commissioners to enter into a compact on behalf of the state of Missouri with the state of Illinois. If the senate is not in session at the time for making any appointment, the governor shall make a temporary appointment as in case of a vacancy. Any two of the commissioners so appointed together with the attorney general of the state of Missouri may act to enter into the following compact:

COMPACT BETWEEN MISSOURI AND ILLINOIS
CREATING THE BI-STATE DEVELOPMENT AGENCY
AND THE BI-STATE METROPOLITAN DISTRICT

The states of Missouri and Illinois enter into the following agreement:

ARTICLE I

They agree to and pledge each to the other faithful cooperation in the future planning and development of the bi-state metropolitan district, holding in high trust for the benefit of its people and of the nation the special blessings and natural advantages thereof.

ARTICLE II

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.

16 To that end the two states create a district to be known as the "Bi-State Metropolitan
17 Development District" (herein referred to as "The District") which shall embrace the following
18 territory: The City of St. Louis and the counties of St. Louis [~~and~~] , St. Charles [~~and~~] , Jefferson,
19 **and Franklin** in Missouri[;] and the counties of Madison, St. Clair, and Monroe in Illinois.

20 ARTICLE III

21 There is created "The Bi-State Development Agency of the Missouri-Illinois
22 Metropolitan District" (herein referred to as "The Bi-State Agency") which shall be a body
23 corporate and politic. The bi-state agency shall have the following powers:

- 24 (1) To plan, construct, maintain, own and operate bridges, tunnels, airports and
25 terminal facilities and to plan and establish policies for sewage and drainage facilities;
26 (2) To make plans for submission to the communities involved for coordination of
27 streets, highways, parkways, parking areas, terminals, water supply and sewage and disposal
28 works, recreational and conservation facilities and projects, land use pattern and other matters
29 in which joint or coordinated action of the communities within the areas will be generally
30 beneficial;
31 (3) To charge and collect fees for use of the facilities owned and operated by it;
32 (4) To issue bonds upon the security of the revenues to be derived from such
33 facilities; and, or upon any property held or to be held by it;
34 (5) To receive for its lawful activities any contributions or moneys appropriated by
35 municipalities, counties, state or other political subdivisions or agencies; or by the federal
36 government or any agency or officer thereof;
37 (6) To disburse funds for its lawful activities, and fix salaries and wages of its
38 officers and employees;
39 (7) To perform all other necessary and incidental functions; and
40 (8) To exercise such additional powers as shall be conferred on it by the legislature of
41 either state concurred in by the legislature of the other or by act of Congress.

42 No property now or hereafter vested in or held by either state, or by any county, city,
43 borough, village, township or other political subdivision, shall be taken by the bi-state agency
44 without the authority or consent of such state, county, city, borough, village, township or
45 other political subdivision, nor shall anything herein impair or invalidate in any way any
46 bonded indebtedness of such state, county, city, borough, village, township or other political
47 subdivision, nor impair the provisions of law regulating the payment into sinking funds of
48 revenues derived from municipal property, or dedicating the revenues derived from any
49 municipal property to a specific purpose.

50 Unless and until otherwise provided, it shall make an annual report to the governor of
51 each state, setting forth in detail the operations and transactions conducted by it pursuant to
52 this agreement and any legislation thereunder.

53 Nothing contained in this compact shall impair the powers of any municipality to
54 develop or improve terminal or other facilities.

55 The bi-state agency shall from time to time make plans for the development of the
56 district; and when such plans are duly approved by the legislatures of the two states, they
57 shall be binding upon both states with the same force and effect as if incorporated in this
58 compact.

59 The bi-state agency may from time to time make recommendations to the legislatures
60 of the two states or to the Congress of the United States, based upon study and analysis, for
61 the improvement of transportation, terminal, and other facilities in the district.

62 The bi-state agency may petition any interstate commerce commission (or like body),
63 public service commission, public utilities commission (or like body), or any other federal,
64 municipal, state or local authority, administrative, judicial or legislative, having jurisdiction
65 in the premises, for the adoption and execution of any physical improvements, change in
66 method, rate of transportation, system of handling freight, warehousing, docking, lightering,
67 or transfer of freight, which, in the opinion of the bi-state agency, may be designed to
68 improve or better the handling of commerce in and through the district, or improve terminal
69 and transportation facilities therein. It may intervene in any proceeding affecting the
70 commerce of the district.

71 ARTICLE IV

72 The bi-state agency shall consist of ten commissioners, five of whom shall be resident
73 voters of the state of Missouri and five of whom shall be resident voters of the state of
74 Illinois. All commissioners shall reside within the bi-state district, the Missouri members to
75 be chosen by the state of Missouri and the Illinois members by the state of Illinois in the
76 manner and for the terms fixed by the legislature of each state except as herein provided.

77 ARTICLE V

78 The bi-state agency shall elect from its number a chairman, a vice chairman, and may
79 appoint such officers and employees as it may require for the performance of its duties, and
80 shall fix and determine their qualifications and duties.

81 Until otherwise determined by the legislatures of the two states no action of the
82 bi-state agency shall be binding unless taken at a meeting at which at least three members
83 from each state are present, and unless a majority of the members from each state present at
84 such meeting shall vote in favor thereof. Each state reserves the right hereafter to provide by

