

SECOND REGULAR SESSION

# HOUSE BILL NO. 2352

99TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE FRAKER.

6061H.021

D. ADAM CRUMBLISS, Chief Clerk

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## AN ACT

To repeal sections 108.120 and 137.555, RSMo, and to enact in lieu thereof two new sections relating to county revenues dedicated to roads.

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

Section A. Sections 108.120 and 137.555, RSMo, are repealed and two new sections  
2 enacted in lieu thereof, to be known as sections 108.120 and 137.555, to read as follows:

108.120. 1. The county commissions of the counties of this state are hereby authorized  
2 to issue bonds for and on behalf of their respective counties for the construction, reconstruction,  
3 improvement, maintenance and repair of any and all public roads, highways, bridges and culverts  
4 within such county, including the payment of any cost, judgment and expense for property, or  
5 rights in property, acquired by purchase or eminent domain, as may be provided by law, in such  
6 amount and such manner as may be provided by the general law authorizing the issuance of  
7 bonds by counties.

8 2. The proceeds of all bonds issued under the provisions of this section shall be paid into  
9 the county treasury where they shall be kept as a separate fund to be known as "The Road Bond  
10 Construction Fund" and such proceeds shall be used only for the purpose mentioned herein.  
11 Such funds may be used in the construction, reconstruction, improvement, maintenance and  
12 repair of any street, avenue, road or alley in any incorporated city, town or village ~~if such street,  
13 avenue, road or alley or any part thereof shall form a part of a continuous road, highway, bridge  
14 or culvert of] in said county [leading into or through such city, town or village].~~

137.555. In addition to other levies authorized by law, the county commission in  
2 counties not adopting an alternative form of government and the proper administrative body in  
3 counties adopting an alternative form of government, in their discretion may levy an additional

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.

4 tax, not exceeding thirty-five cents on each one hundred dollars assessed valuation, all of such  
5 tax to be collected and turned into the county treasury, where it shall be known and designated  
6 as "The Special Road and Bridge Fund" to be used for road and bridge purposes and for no other  
7 purpose whatever; except that the term "road and bridge purposes" may include certain storm  
8 water control projects off rights of way that are directly related to the construction of roads and  
9 bridges, in any county of the first classification without a charter form of government with a  
10 population of at least ninety thousand inhabitants but not more than one hundred thousand  
11 inhabitants, in any county of the first classification without a charter form of government with  
12 a population of at least two hundred thousand inhabitants, in any county of the first classification  
13 without a charter form of government and bordered by one county of the first classification and  
14 one county of the second classification or in any county of the first classification with a charter  
15 form of government and containing part of a city with a population of three hundred thousand  
16 or more inhabitants; provided, however, that all that part or portion of such tax which shall arise  
17 from and be collected and paid upon any property lying and being within any special road district  
18 shall be paid into the county treasury and four-fifths of such part or portion of such tax so arising  
19 from and collected and paid upon any property lying and being within any such special road  
20 district shall be placed to the credit of such special road district from which it arose and shall be  
21 paid out to such special road district upon warrants of the county commission, in favor of the  
22 commissioners or treasurer of the district as the case may be; provided further, that the part of  
23 such special road and bridge tax arising from and paid upon property not situated in any special  
24 road district and the one-fifth part retained in the county treasury may, in the discretion of the  
25 county commission, be used in improving or repairing any street in any incorporated city or  
26 village in the county[, if such street shall form a part of a continuous highway of such county  
27 leading through such city or village].

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