

SECOND REGULAR SESSION

# HOUSE JOINT RESOLUTION NO. 93

## 99TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE POGUE.

6146H.011

D. ADAM CRUMBLISS, Chief Clerk

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### JOINT RESOLUTION

Submitting to the qualified voters of Missouri an amendment repealing sections 43(b) and 47(a) of article IV of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to state lands.

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*Be it resolved by the House of Representatives, the Senate concurring therein:*

That at the next general election to be held in the state of Missouri, on Tuesday next  
2 following the first Monday in November, 2018, or at a special election to be called by the  
3 governor for that purpose, there is hereby submitted to the qualified voters of this state, for  
4 adoption or rejection, the following amendment to article IV of the Constitution of the state of  
5 Missouri:

Section A. Sections 43(b) and 47(a), article IV, Constitution of Missouri, are repealed  
2 and two new sections adopted in lieu thereof, to be known as sections 43(b) and 47(a), to read  
3 as follows:

Section 43(b). The moneys arising from the additional sales and use taxes provided for  
2 in section 43(a) hereof and all fees, moneys or funds arising from the operation and transactions  
3 of the conservation commission, department of conservation, and from the application and the  
4 administration of the laws and regulations pertaining to the bird, fish, game, forestry and wildlife  
5 resources of the state and from the sale of property used for said purposes, shall be expended and  
6 used by the conservation commission, department of conservation, for the control, management,  
7 restoration, conservation and regulation of the bird, fish, game, forestry and wildlife resources  
8 of the state, including the purchase or other acquisition of property for said purposes, and for the  
9 administration of the laws pertaining thereto, and for no other purpose. The moneys and funds  
10 of the conservation commission arising from the additional sales and use taxes provided for in

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.

11 43(a) hereof shall also be used by the conservation commission, department of conservation, to  
12 make payments to counties for the ~~[unimproved]~~ **current appraised** value of land for  
13 distribution to the appropriate political subdivisions as payment in lieu of real property taxes for  
14 privately owned land acquired by the commission after July 1, 1977 and for land classified as  
15 forest cropland in the forest cropland program administered by the department of conservation  
16 in such amounts as may be determined by the conservation commission~~], but in no event shall~~  
17 ~~the amount determined be less than the property tax being paid at the time of purchase of~~  
18 ~~acquired lands].~~

Section 47(a). For the purpose of providing additional monies to be expended and used  
2 by the department of natural resources through the state soil and water districts commission as  
3 defined in Section 278.070, RSMo, for the saving of the soil and water of this state for the  
4 conservation of the productive power of Missouri agricultural land, and by the department of  
5 natural resources through the division responsible for the State park system for the acquisition,  
6 development, maintenance and operation of state parks and state historic sites in accordance with  
7 Chapter 253, RSMo, and for the administration of the laws pertaining thereto, an additional sales  
8 tax of one-tenth of one percent is hereby levied and imposed upon all sellers for the privilege of  
9 selling tangible personal property or rendering taxable services at retail in this state upon the  
10 sales and services which now are or hereafter are listed and set forth in, and, except as to the  
11 amount of tax, subject to the provisions of and to be collected as provided in the "Sales Tax  
12 Law" and subject to the rules and regulations promulgated in connection therewith; and an  
13 additional use tax of one-tenth of one percent is levied and imposed for the privilege of storing,  
14 using or consuming within this state any article of tangible personal property as set forth and  
15 provided in the "Compensating Use Tax Law" and, except as to the amount of the tax, subject  
16 to the provisions of and to be collected as provided in the "Compensating Use Tax Law" and  
17 subject to the rules and regulations promulgated in connection therewith. In addition, monies  
18 deposited in the state parks sales tax fund pursuant to the provisions of section 47(b) of this  
19 article shall also be appropriated to make payments to counties for a period of five years for the  
20 ~~[unimproved]~~ **current appraised** value of land for distribution to the appropriate political  
21 subdivisions as payment in lieu of real property taxes for privately owned land acquired by the  
22 department of natural resources for park purposes after July 1, 1985, in such amounts as  
23 determined by appropriation~~], but in no event shall such amounts be more than the amount of~~  
24 ~~property tax imposed by political subdivisions at the time the department acquired or acquires~~  
25 ~~such land].~~

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