

SECOND REGULAR SESSION

# HOUSE BILL NO. 2548

100TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE DINKINS.

5403H.011

DANA RADEMAN MILLER, Chief Clerk

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## AN ACT

To amend chapter 256, RSMo, by adding thereto one new section relating to mining royalties on federal land.

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

Section A. Chapter 256, RSMo, is amended by adding thereto one new section, to be known as section 256.727, to read as follows:

**256.727. 1. All moneys paid to the state by the Secretary of the Treasury of the United States under the provisions of 30 U.S.C. Section 181 et seq., as amended, shall be deposited in the state treasury to the credit of the federal mineral royalties distribution fund as provided in this section.**

**2. (1) There is hereby created in the state treasury the "Federal Mineral Royalties Distribution Fund", which shall consist of moneys collected under this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund and moneys in the fund shall be distributed and used solely as provided in this section.**

**(2) All moneys collected, transferred, and disbursed under this section shall stand appropriated. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund.**

**(3) The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.**

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.

17           **3. Within three months following the calendar quarters ending in March, June,**  
18 **September, and December, the director of revenue shall certify to the state treasurer the**  
19 **amount of moneys the state received during the preceding calendar quarter for royalties**  
20 **under subsection 1 of this section.**

21           **4. The state treasurer shall allocate the percentage of the total moneys received as**  
22 **required by this section among the counties in which the minerals were produced based on**  
23 **the proportion each county's mineral royalty revenue bears to the total mineral royalty**  
24 **revenue received by the state for that calendar quarter. The state treasurer shall pay the**  
25 **amount calculated to each county.**

26           **5. (1) Fifty percent of moneys received by the state under subsection 1 of this**  
27 **section shall be allocated and paid to the counties as provided in this section.**

28           **(2) The counties shall use any moneys received under this section solely for the**  
29 **following: planning, construction, and maintenance of county roads; public facilities; and**  
30 **the provision of public services. As used in this section, "public facilities" include, but are**  
31 **not limited to, any facility used primarily for public use as determined by the governing**  
32 **body of the county whether located on public or private property.**

33           **6. Any remaining moneys received by the state under subsection 1 of this section**  
34 **that are not distributed to counties under this section shall be allocated and paid to the**  
35 **school districts of this state in proportion to the area of such lands in such school district**  
36 **in which the lands producing such moneys are or were located.**

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