

FIRST REGULAR SESSION

# SENATE BILL NO. 125

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR ROBERTS.

0487S.01H

KRISTINA MARTIN, Secretary

## AN ACT

To repeal section 68.080, RSMo, and to enact in lieu thereof one new section relating to port authorities.

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

Section A. Section 68.080, RSMo, is repealed and one new  
2 section enacted in lieu thereof, to be known as section 68.080,  
3 to read as follows:

68.080. 1. There is hereby established in the state  
2 treasury the "Waterways and Ports Trust Fund". The fund  
3 shall consist of revenues appropriated to it by the general  
4 assembly.

5 2. The fund may also receive any gifts, contributions,  
6 grants, or bequests received from federal, private, or other  
7 sources.

8 3. The fund shall be a revolving trust fund exempt  
9 from the provisions of section 33.080 relating to the  
10 transfer of unexpended balances by the state treasurer to  
11 the general revenue fund of the state. All interest earned  
12 upon the balance in the fund shall be deposited to the  
13 credit of the fund.

14 4. Moneys in the fund shall be withdrawn only **at the**  
15 **request of a Missouri port authority for statutorily**  
16 **permitted port purposes and** upon appropriation by the  
17 general assembly, to be administered by the state highways  
18 and transportation commission and the department of

19 transportation, in consultation with Missouri public ports,  
20 for the purposes in subsection 2 of section 68.035 and for  
21 no other purpose. To be eligible to receive an  
22 appropriation from the fund, a project shall be:

23 (1) A capital improvement project implementing  
24 physical improvements designed to improve commerce or  
25 terminal and transportation facilities on or adjacent to the  
26 navigable rivers of this state;

27 (2) Located on land owned or held in long-term lease  
28 by a Missouri port authority, **or on land owned by a city not**  
29 **within a county and managed by a Missouri port authority,** or  
30 within a navigable river adjacent to such land, and within  
31 the boundaries of a port authority;

32 (3) Funded by alternate sources so that moneys from  
33 the fund comprise no more than eighty percent of the cost of  
34 the project;

35 (4) Selected and approved by the highways and  
36 transportation commission, in consultation with Missouri  
37 public ports, to support a statewide plan for waterborne  
38 commerce, in accordance with subdivision (1) of section  
39 68.065; and

40 (5) Capable of completion within two years of approval  
41 by the highways and transportation commission.

42 5. Appropriations made from the fund established in  
43 this section may be used as a local share in applying for  
44 other grant programs.

45 6. The provisions of this section shall terminate on  
46 August 28, 2033, pending the discharge of all warrants. On  
47 December 31, 2033, the fund shall be dissolved and the  
48 unencumbered balance shall be transferred to the general  
49 revenue fund.

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