

# SENATE BILL NO. 782

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR ROBERTS.

3116S.011

KRISTINA MARTIN, Secretary

## AN ACT

To repeal sections 67.1401 and 67.1461, RSMo, and section 67.1421 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 67.1421 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof four new sections relating to community improvement districts.

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

Section A. Sections 67.1401 and 67.1461, RSMo, and section  
2 67.1421 as enacted by house bill no. 1606, one hundred first  
3 general assembly, second regular session, and section 67.1421  
4 as enacted by senate bills nos. 153 & 97, one hundred first  
5 general assembly, first regular session, are repealed and four  
6 new sections enacted in lieu thereof, to be known as sections  
7 67.1401, 67.1421, 67.1461, and 67.1535, to read as follows:

67.1401. 1. Sections 67.1401 to 67.1571 shall be  
2 known and may be cited as the "Community Improvement  
3 District Act".

4 2. For the purposes of sections 67.1401 to 67.1571,  
5 the following words and terms mean:

6 (1) "Approval" or "approve", for purposes of elections  
7 pursuant to sections 67.1401 to 67.1571, a simple majority  
8 of those qualified voters voting in the election;

9 (2) "Assessed value", the assessed value of real  
10 property as reflected on the tax records of the county clerk  
11 of the county in which the property is located, or the

**EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

12 collector of revenue if the property is located in a city  
13 not within a county, as of the last completed assessment;

14 (3) "Blighted area", the same meaning as defined  
15 pursuant to section 99.805;

16 (4) "Board", if the district is a political  
17 subdivision, the board of directors of the district, or if  
18 the district is a not-for-profit corporation, the board of  
19 directors of such corporation;

20 (5) "Director of revenue", the director of the  
21 department of revenue of the state of Missouri;

22 (6) "District", a community improvement district,  
23 established pursuant to sections 67.1401 to 67.1571;

24 (7) "Election authority", the election authority  
25 having jurisdiction over the area in which the boundaries of  
26 the district are located pursuant to chapter 115;

27 (8) **"Entertainment district", an area located in any**  
28 **city not within a county, within the area locally known as**  
29 **the city's downtown or central business district, which**  
30 **contains a minimum of one hundred acres and a combination of**  
31 **entertainment venues, including, but not limited to, arenas,**  
32 **amusement centers, auditoriums, athletic facilities, bars,**  
33 **hotels, concert halls, convention facilities, music venues,**  
34 **nightclubs, restaurants, and other entertainment facilities;**

35 (9) "Municipal clerk", the clerk of the municipality;

36 [(9)] (10) "Municipality", any city, village,  
37 incorporated town, or county of this state, or in any  
38 unincorporated area that is located in any county with a  
39 charter form of government and with more than one million  
40 inhabitants;

41 [(10)] (11) "Obligations", bonds, loans, debentures,  
42 notes, special certificates, or other evidences of  
43 indebtedness issued by a district to carry out any of its

44 powers, duties or purposes or to refund outstanding  
45 obligations;

46 [(11)] (12) "Owner", for real property, the individual  
47 or individuals or entity or entities who own a fee interest  
48 in real property that is located within the district or  
49 their legally authorized representative; for business  
50 organizations and other entities, the owner shall be deemed  
51 to be the individual which is legally authorized to  
52 represent the entity in regard to the district;

53 [(12)] (13) "Per capita", one head count applied to  
54 each individual, entity or group of individuals or entities  
55 having fee ownership of real property within the district  
56 whether such individual, entity or group owns one or more  
57 parcels of real property in the district as joint tenants,  
58 tenants in common, tenants by the entirety, tenants in  
59 partnership, except that with respect to a condominium  
60 created under sections 448.1-101 to 448.4-120, "per capita"  
61 means one head count applied to the applicable unit owners'  
62 association and not to each unit owner;

63 [(13)] (14) "Petition", a petition to establish a  
64 district as it may be amended in accordance with the  
65 requirements of section 67.1421;

66 [(14)] (15) "Qualified voters",

67 (a) For purposes of elections for approval of real  
68 property taxes:

69 a. Registered voters; or

70 b. If no registered voters reside in the district, the  
71 owners of one or more parcels of real property which is to  
72 be subject to such real property taxes and is located within  
73 the district per the tax records for real property of the  
74 county clerk, or the collector of revenue if the district is

75 located in a city not within a county, as of the thirtieth  
76 day prior to the date of the applicable election;

77 (b) For purposes of elections for approval of business  
78 license taxes or sales taxes:

79 a. Registered voters; or

80 b. If no registered voters reside in the district, the  
81 owners of one or more parcels of real property located  
82 within the district per the tax records for real property of  
83 the county clerk as of the thirtieth day before the date of  
84 the applicable election; and

85 (c) For purposes of the election of directors of the  
86 board, registered voters and owners of real property which  
87 is not exempt from assessment or levy of taxes by the  
88 district and which is located within the district per the  
89 tax records for real property of the county clerk, or the  
90 collector of revenue if the district is located in a city  
91 not within a county, of the thirtieth day prior to the date  
92 of the applicable election; and

93 [(15)] (16) "Registered voters", persons who reside  
94 within the district and who are qualified and registered to  
95 vote pursuant to chapter 115, pursuant to the records of the  
96 election authority as of the thirtieth day prior to the date  
97 of the applicable election.

2 [67.1421. 1. Upon receipt of a proper  
3 petition filed with its municipal clerk, the  
4 governing body of the municipality in which the  
5 proposed district is located shall hold a public  
6 hearing in accordance with section 67.1431 and  
7 may adopt an ordinance to establish the proposed  
8 district.

8 2. A petition is proper if, based on the  
9 tax records of the county clerk, or the  
10 collector of revenue if the district is located  
11 in a city not within a county, as of the time of

12 filing the petition with the municipal clerk, it  
13 meets the following requirements:

14 (1) It has been signed by property owners  
15 collectively owning more than fifty percent by  
16 assessed value of the real property within the  
17 boundaries of the proposed district;

18 (2) It has been signed by more than fifty  
19 percent per capita of all owners of real  
20 property within the boundaries of the proposed  
21 district; and

22 (3) It contains the following information:

23 (a) The legal description of the proposed  
24 district, including a map illustrating the  
25 district boundaries;

26 (b) The name of the proposed district;

27 (c) A notice that the signatures of the  
28 signers may not be withdrawn later than seven  
29 days after the petition is filed with the  
30 municipal clerk;

31 (d) A five-year plan stating a description  
32 of the purposes of the proposed district, the  
33 services it will provide, each improvement it  
34 will make from the list of allowable  
35 improvements under section 67.1461, an estimate  
36 of the costs of these services and improvements  
37 to be incurred, the anticipated sources of funds  
38 to pay the costs, and the anticipated term of  
39 the sources of funds to pay the costs;

40 (e) A statement as to whether the district  
41 will be a political subdivision or a not-for-  
42 profit corporation and if it is to be a not-for-  
43 profit corporation, the name of the not-for-  
44 profit corporation;

45 (f) If the district is to be a political  
46 subdivision, a statement as to whether the  
47 district will be governed by a board elected by  
48 the district or whether the board will be  
49 appointed by the municipality, and, if the board  
50 is to be elected by the district, the names and  
51 terms of the initial board may be stated;

52 (g) If the district is to be a political  
53 subdivision, the number of directors to serve on  
54 the board;

- 55 (h) The total assessed value of all real  
56 property within the proposed district;
- 57 (i) A statement as to whether the  
58 petitioners are seeking a determination that the  
59 proposed district, or any legally described  
60 portion thereof, is a blighted area;
- 61 (j) The proposed length of time for the  
62 existence of the district, which in the case of  
63 districts established after August 28, 2021,  
64 shall not exceed twenty-seven years from the  
65 adoption of the ordinance establishing the  
66 district unless the municipality extends the  
67 length of time under section 67.1481;
- 68 (k) The maximum rates of real property  
69 taxes, and, business license taxes in the county  
70 seat of a county of the first classification  
71 without a charter form of government containing  
72 a population of at least two hundred thousand,  
73 that may be submitted to the qualified voters  
74 for approval;
- 75 (l) The maximum rates of special  
76 assessments and respective methods of assessment  
77 that may be proposed by petition;
- 78 (m) The limitations, if any, on the  
79 borrowing capacity of the district;
- 80 (n) The limitations, if any, on the  
81 revenue generation of the district;
- 82 (o) Other limitations, if any, on the  
83 powers of the district;
- 84 (p) A request that the district be  
85 established; and
- 86 (q) Any other items the petitioners deem  
87 appropriate;
- 88 (4) The signature block for each real  
89 property owner signing the petition shall be in  
90 substantially the following form and contain the  
91 following information:

92 Name of owner: \_\_\_\_\_

93 Owner's telephone number and mailing  
94 address: \_\_\_\_\_

95 If signer is different from owner:

96 Name of signer: \_\_\_\_\_

97 State basis of legal authority to sign:  
98 \_\_\_\_\_

99 Signer's telephone number and mailing  
100 address: \_\_\_\_\_

101 If the owner is an individual, state if  
102 owner is single or married: \_\_\_\_\_

103 If owner is not an individual, state what  
104 type of entity: \_\_\_\_\_

105 Map and parcel number and assessed value of  
106 each tract of real property within the  
107 proposed district owned: \_\_\_\_\_

108 By executing this petition, the undersigned  
109 represents and warrants that he or she is  
110 authorized to execute this petition on  
111 behalf of the property owner named  
112 immediately above  
113 \_\_\_\_\_  
114 \_\_\_\_\_

115 Signature of \_\_\_\_\_ Date \_\_\_\_\_  
116 person \_\_\_\_\_  
117 signing for \_\_\_\_\_  
118 owner \_\_\_\_\_

119 STATE OF MISSOURI )  
120 ) ss.  
121 COUNTY OF \_\_\_\_\_ )

122 Before me personally appeared \_\_\_\_\_, to me  
123 personally known to be the individual  
124 described in and who executed the foregoing  
125 instrument.

126 WITNESS my hand and official seal this  
127 \_\_\_\_\_ day of \_\_\_\_\_ (month), \_\_\_\_\_  
128 (year).  
129 \_\_\_\_\_  
130 Notary Public

131 My Commission Expires: \_\_\_\_\_ ; and

132 (5) Alternatively, the governing body of  
133 any home rule city with more than four hundred  
134 thousand inhabitants and located in more than  
135 one county may file a petition to initiate the  
136 process to establish a district in the portion  
137 of the city located in any county of the first

138 classification with more than two hundred  
139 thousand but fewer than two hundred sixty  
140 thousand inhabitants containing the information  
141 required in subdivision (3) of this subsection;  
142 provided that the only funding methods for the  
143 services and improvements will be a real  
144 property tax.

145 3. Upon receipt of a petition the  
146 municipal clerk shall, within a reasonable time  
147 not to exceed ninety days after receipt of the  
148 petition, review and determine whether the  
149 petition substantially complies with the  
150 requirements of subsection 2 of this section. In  
151 the event the municipal clerk receives a  
152 petition which does not meet the requirements of  
153 subsection 2 of this section, the municipal  
154 clerk shall, within a reasonable time, return  
155 the petition to the submitting party by hand  
156 delivery, first class mail, postage prepaid or  
157 other efficient means of return and shall  
158 specify which requirements have not been met.

159 4. After the close of the public hearing  
160 required pursuant to subsection 1 of this  
161 section, the governing body of the municipality  
162 may adopt an ordinance approving the petition  
163 and establishing a district as set forth in the  
164 petition and may determine, if requested in the  
165 petition, whether the district, or any legally  
166 described portion thereof, constitutes a  
167 blighted area. If the petition was filed by the  
168 governing body of a municipality pursuant to  
169 subdivision (5) of subsection 2 of this section,  
170 after the close of the public hearing required  
171 pursuant to subsection 1 of this section, the  
172 petition may be approved by the governing body  
173 and an election shall be called pursuant to  
174 section 67.1422.

175 5. Amendments to a petition may be made  
176 which do not change the proposed boundaries of  
177 the proposed district if an amended petition  
178 meeting the requirements of subsection 2 of this  
179 section is filed with the municipal clerk at the  
180 following times and the following requirements  
181 have been met:

182 (1) At any time prior to the close of the  
183 public hearing required pursuant to subsection 1  
184 of this section; provided that, notice of the  
185 contents of the amended petition is given at the  
186 public hearing;

187 (2) At any time after the public hearing  
188 and prior to the adoption of an ordinance  
189 establishing the proposed district; provided  
190 that, notice of the amendments to the petition  
191 is given by publishing the notice in a newspaper  
192 of general circulation within the municipality  
193 and by sending the notice via registered  
194 certified United States mail with a return  
195 receipt attached to the address of record of  
196 each owner of record of real property within the  
197 boundaries of the proposed district per the tax  
198 records of the county clerk, or the collector of  
199 revenue if the district is located in a city not  
200 within a county. Such notice shall be published  
201 and mailed not less than ten days prior to the  
202 adoption of the ordinance establishing the  
203 district. Such notice shall also be sent to the  
204 Missouri department of revenue, which shall  
205 publish such notice on its website;

206 (3) At any time after the adoption of any  
207 ordinance establishing the district a public  
208 hearing on the amended petition is held and  
209 notice of the public hearing is given in the  
210 manner provided in section 67.1431 and the  
211 governing body of the municipality in which the  
212 district is located adopts an ordinance  
213 approving the amended petition after the public  
214 hearing is held.

215 6. Upon the creation of a district, the  
216 municipal clerk shall report in writing the  
217 creation of such district to the Missouri  
218 department of economic development and the state  
219 auditor.

220 7. (1) The governing body of the  
221 municipality or county establishing a district  
222 or the governing body of such district shall, as  
223 soon as is practicable, submit the following  
224 information to the state auditor and the  
225 department of revenue:

226 (a) A description of the boundaries of  
227 such district as well as the rate of property  
228 tax or sales tax levied in such district;  
229 (b) Any amendments made to the boundaries  
230 of a district or the tax rates levied in such  
231 district; and  
232 (c) The date on which the district is to  
233 expire unless sooner terminated.  
234 (2) The governing body of a community  
235 improvement district established on or after  
236 August 28, 2022, shall not order any assessment  
237 to be made on any real property located within a  
238 district and shall not levy any property or  
239 sales tax until the information required by  
240 paragraph (a) of subdivision (1) of this  
241 subsection has been submitted.]

67.1421. 1. Upon receipt of a proper petition filed  
2 with its municipal clerk, the governing body of the  
3 municipality in which the proposed district is located shall  
4 hold a public hearing in accordance with section 67.1431 and  
5 may adopt an ordinance to establish the proposed district.

6 2. A petition is proper if, based on the tax records  
7 of the county clerk, or the collector of revenue if the  
8 district is located in a city not within a county, as of the  
9 time of filing the petition with the municipal clerk, it  
10 meets the following requirements:

11 (1) It has been signed by property owners collectively  
12 owning more than fifty percent by assessed value of the real  
13 property within the boundaries of the proposed district;

14 (2) It has been signed by more than fifty percent per  
15 capita of all owners of real property within the boundaries  
16 of the proposed district; and

17 (3) It contains the following information:

18 (a) The legal description of the proposed district,  
19 including a map illustrating the district boundaries;

20 (b) The name of the proposed district;

21 (c) A notice that the signatures of the signers may  
22 not be withdrawn later than seven days after the petition is  
23 filed with the municipal clerk;

24 (d) A five-year plan stating a description of the  
25 purposes of the proposed district, the services it will  
26 provide, each improvement it will make from the list of  
27 allowable improvements under section 67.1461, an estimate of  
28 the costs of these services and improvements to be incurred,  
29 the anticipated sources of funds to pay the costs, and the  
30 anticipated term of the sources of funds to pay the costs;

31 (e) A statement as to whether the district will be a  
32 political subdivision or a not-for-profit corporation and if  
33 it is to be a not-for-profit corporation, the name of the  
34 not-for-profit corporation;

35 (f) If the district is to be a political subdivision,  
36 a statement as to whether the district will be governed by a  
37 board elected by the district or whether the board will be  
38 appointed by the municipality, and, if the board is to be  
39 elected by the district, the names and terms of the initial  
40 board may be stated;

41 (g) If the district is to be a political subdivision,  
42 the number of directors to serve on the board;

43 (h) The total assessed value of all real property  
44 within the proposed district;

45 (i) A statement as to whether the petitioners are  
46 seeking a determination that the proposed district, or any  
47 legally described portion thereof, is a blighted area;

48 (j) The proposed length of time for the existence of  
49 the district, which in the case of districts established  
50 after August 28, 2021, shall not exceed twenty-seven years  
51 from the adoption of the ordinance establishing the district

52 unless the municipality extends the length of time under  
53 section 67.1481;

54 (k) The maximum rates of real property taxes, and,  
55 business license taxes in the county seat of a county of the  
56 first classification without a charter form of government  
57 containing a population of at least two hundred thousand,  
58 that may be submitted to the qualified voters for approval;

59 (l) The maximum rates of special assessments and  
60 respective methods of assessment that may be proposed by  
61 petition;

62 (m) The limitations, if any, on the borrowing capacity  
63 of the district;

64 (n) The limitations, if any, on the revenue generation  
65 of the district;

66 (o) Other limitations, if any, on the powers of the  
67 district;

68 (p) A request that the district be established; and

69 (q) Any other items the petitioners deem appropriate;

70 (4) The signature block for each real property owner  
71 signing the petition shall be in substantially the following  
72 form and contain the following information:

73 Name of owner: \_\_\_\_\_

74 Owner's telephone number and mailing address:

75 \_\_\_\_\_

76 If signer is different from owner:

77 Name of signer: \_\_\_\_\_

78 State basis of legal authority to sign: \_\_\_\_\_

79 Signer's telephone number and mailing address:

80 \_\_\_\_\_

81 If the owner is an individual, state if owner is  
82 single or married: \_\_\_\_\_

83 If owner is not an individual, state what type of  
84 entity: \_\_\_\_\_

85 Map and parcel number and assessed value of each  
86 tract of real property within the proposed  
87 district owned: \_\_\_\_\_

88 By executing this petition, the undersigned  
89 represents and warrants that he or she is  
90 authorized to execute this petition on behalf of  
91 the property owner named immediately above

92 \_\_\_\_\_  
93 \_\_\_\_\_

94 Signature of \_\_\_\_\_ Date  
95 person

96 signing for  
97 owner

98 STATE OF MISSOURI )  
99 ) ss.

100 COUNTY OF \_\_\_\_\_ )

101 Before me personally appeared \_\_\_\_\_, to me  
102 personally known to be the individual described in  
103 and who executed the foregoing instrument.

104 WITNESS my hand and official seal this \_\_\_\_\_ day  
105 of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

106 \_\_\_\_\_  
107 \_\_\_\_\_

108 Notary Public

109 My Commission Expires: \_\_\_\_\_ ; [and]

110 (5) Alternatively, the governing body of any home rule  
111 city with more than four hundred thousand inhabitants and  
112 located in more than one county may file a petition to  
113 initiate the process to establish a district in the portion  
114 of the city located in any county of the first  
115 classification with more than two hundred thousand but fewer

116 than two hundred sixty thousand inhabitants containing the  
117 information required in subdivision (3) of this subsection;  
118 provided that the only funding methods for the services and  
119 improvements will be a real property tax; and

120 **(6) Notwithstanding any provision of this section to**  
121 **the contrary, if the district is to be an entertainment**  
122 **district, the provisions of subdivision (2) of subsection 2**  
123 **of this section shall not apply.**

124 3. Upon receipt of a petition the municipal clerk  
125 shall, within a reasonable time not to exceed ninety days  
126 after receipt of the petition, review and determine whether  
127 the petition substantially complies with the requirements of  
128 subsection 2 of this section. In the event the municipal  
129 clerk receives a petition which does not meet the  
130 requirements of subsection 2 of this section, the municipal  
131 clerk shall, within a reasonable time, return the petition  
132 to the submitting party by hand delivery, first class mail,  
133 postage prepaid or other efficient means of return and shall  
134 specify which requirements have not been met.

135 4. After the close of the public hearing required  
136 pursuant to subsection 1 of this section, the governing body  
137 of the municipality may adopt an ordinance approving the  
138 petition and establishing a district as set forth in the  
139 petition and may determine, if requested in the petition,  
140 whether the district, or any legally described portion  
141 thereof, constitutes a blighted area. If the petition was  
142 filed by the governing body of a municipality pursuant to  
143 subdivision (5) of subsection 2 of this section, after the  
144 close of the public hearing required pursuant to subsection  
145 1 of this section, the petition may be approved by the  
146 governing body and an election shall be called pursuant to  
147 section 67.1422.

148           5. Amendments to a petition may be made which do not  
149 change the proposed boundaries of the proposed district if  
150 an amended petition meeting the requirements of subsection 2  
151 of this section is filed with the municipal clerk at the  
152 following times and the following requirements have been met:

153           (1) At any time prior to the close of the public  
154 hearing required pursuant to subsection 1 of this section;  
155 provided that, notice of the contents of the amended  
156 petition is given at the public hearing;

157           (2) At any time after the public hearing and prior to  
158 the adoption of an ordinance establishing the proposed  
159 district; provided that, notice of the amendments to the  
160 petition is given by publishing the notice in a newspaper of  
161 general circulation within the municipality and by sending  
162 the notice via registered certified United States mail with  
163 a return receipt attached to the address of record of each  
164 owner of record of real property within the boundaries of  
165 the proposed district per the tax records of the county  
166 clerk, or the collector of revenue if the district is  
167 located in a city not within a county. Such notice shall be  
168 published and mailed not less than ten days prior to the  
169 adoption of the ordinance establishing the district;

170           (3) At any time after the adoption of any ordinance  
171 establishing the district a public hearing on the amended  
172 petition is held and notice of the public hearing is given  
173 in the manner provided in section 67.1431 and the governing  
174 body of the municipality in which the district is located  
175 adopts an ordinance approving the amended petition after the  
176 public hearing is held.

177           6. Upon the creation of a district, the municipal  
178 clerk shall report in writing the creation of such district

179 to the Missouri department of economic development and the  
180 state auditor.

67.1461. 1. Each district shall have all the powers,  
2 except to the extent any such power has been limited by the  
3 petition approved by the governing body of the municipality  
4 to establish the district, necessary to carry out and  
5 effectuate the purposes and provisions of sections 67.1401  
6 to 67.1571 including, but not limited to, the following:

7 (1) To adopt, amend, and repeal bylaws, not  
8 inconsistent with sections 67.1401 to 67.1571, necessary or  
9 convenient to carry out the provisions of sections 67.1401  
10 to 67.1571;

11 (2) To sue and be sued;

12 (3) To make and enter into contracts and other  
13 instruments, with public and private entities, necessary or  
14 convenient to exercise its powers and carry out its duties  
15 pursuant to sections 67.1401 to 67.1571;

16 (4) To accept grants, guarantees and donations of  
17 property, labor, services, or other things of value from any  
18 public or private source;

19 (5) To employ or contract for such managerial,  
20 engineering, legal, technical, clerical, accounting, or  
21 other assistance as it deems advisable;

22 (6) To acquire by purchase, lease, gift, grant,  
23 bequest, devise, or otherwise, any real property within its  
24 boundaries, personal property, or any interest in such  
25 property;

26 (7) To sell, lease, exchange, transfer, assign,  
27 mortgage, pledge, hypothecate, or otherwise encumber or  
28 dispose of any real or personal property or any interest in  
29 such property;

30           (8) To levy and collect special assessments and taxes  
31 as provided in sections 67.1401 to 67.1571. However, no  
32 such assessments or taxes shall be levied on any property  
33 exempt from taxation pursuant to subdivision (5) of section  
34 137.100. Those exempt pursuant to subdivision (5) of  
35 section 137.100 may voluntarily participate in the  
36 provisions of sections 67.1401 to 67.1571;

37           (9) If the district is a political subdivision, to  
38 levy real property taxes and business license taxes in the  
39 county seat of a county of the first classification  
40 containing a population of at least two hundred thousand, as  
41 provided in sections 67.1401 to 67.1571. However, no such  
42 assessments or taxes shall be levied on any property exempt  
43 from taxation pursuant to subdivisions (2) and (5) of  
44 section 137.100. Those exempt pursuant to subdivisions (2)  
45 and (5) of section 137.100 may voluntarily participate in  
46 the provisions of sections 67.1401 to 67.1571;

47           (10) If the district is a political subdivision, to  
48 levy sales taxes pursuant to sections 67.1401 to 67.1571;

49           (11) To fix, charge, and collect fees, rents, and  
50 other charges for use of any of the following:

51           (a) The district's real property, except for public  
52 rights-of-way for utilities;

53           (b) The district's personal property, except in a city  
54 not within a county; or

55           (c) Any of the district's interests in such real or  
56 personal property, except for public rights-of-way for  
57 utilities;

58           (12) To borrow money from any public or private source  
59 and issue obligations and provide security for the repayment  
60 of the same as provided in sections 67.1401 to 67.1571;

61           (13) To loan money as provided in sections 67.1401 to  
62 67.1571;

63           (14) To make expenditures, create reserve funds, and  
64 use its revenues as necessary to carry out its powers or  
65 duties and the provisions and purposes of sections 67.1401  
66 to 67.1571;

67           (15) To enter into one or more agreements with the  
68 municipality for the purpose of abating any public nuisance  
69 within the boundaries of the district including, but not  
70 limited to, the stabilization, repair or maintenance or  
71 demolition and removal of buildings or structures, provided  
72 that the municipality has declared the existence of a public  
73 nuisance;

74           (16) Within its boundaries, to provide assistance to  
75 or to construct, reconstruct, install, repair, maintain, and  
76 equip any of the following public improvements:

77           (a) Pedestrian or shopping malls and plazas;

78           (b) Parks, lawns, trees, and any other landscape;

79           (c) Convention centers, arenas, aquariums, aviaries,  
80 and meeting facilities;

81           (d) Sidewalks, streets, alleys, bridges, ramps,  
82 tunnels, overpasses and underpasses, traffic signs and  
83 signals, utilities, drainage, water, storm and sewer  
84 systems, and other site improvements;

85           (e) Parking lots, garages, or other facilities;

86           (f) Lakes, dams, and waterways;

87           (g) Streetscape, lighting, benches or other seating  
88 furniture, trash receptacles, marquees, awnings, canopies,  
89 walls, and barriers;

90           (h) Telephone and information booths, bus stop and  
91 other shelters, rest rooms, and kiosks;

92 (i) Paintings, murals, display cases, sculptures, and  
93 fountains;

94 (j) Music, news, and child-care facilities; and

95 (k) Any other useful, necessary, or desired public  
96 improvement specified in the petition or any amendment;

97 (17) To dedicate to the municipality, with the  
98 municipality's consent, streets, sidewalks, parks, and other  
99 real property and improvements located within its boundaries  
100 for public use;

101 (18) Within its boundaries and with the municipality's  
102 consent, to prohibit or restrict vehicular and pedestrian  
103 traffic and vendors on streets, alleys, malls, bridges,  
104 ramps, sidewalks, and tunnels and to provide the means for  
105 access by emergency vehicles to or in such areas;

106 (19) Within its boundaries, to operate or to contract  
107 for the provision of music, news, child-care, or parking  
108 facilities, and buses, minibuses, or other modes of  
109 transportation;

110 (20) Within its boundaries, to lease space for  
111 sidewalk café tables and chairs;

112 (21) Within its boundaries, to provide or contract for  
113 the provision of security personnel, equipment, or  
114 facilities for the protection of property and persons;

115 (22) Within its boundaries, to provide or contract for  
116 cleaning, maintenance, and other services to public and  
117 private property;

118 (23) To produce and promote any tourism, recreational  
119 or cultural activity or special event in the district by,  
120 but not limited to, advertising, decoration of any public  
121 place in the district, promotion of such activity and  
122 special events, and furnishing music in any public place;

123           (24) To support business activity and economic  
124 development in the district including, but not limited to,  
125 the promotion of business activity, development and  
126 retention, and the recruitment of developers and businesses;

127           (25) To provide or support training programs for  
128 employees of businesses within the district;

129           (26) To provide refuse collection and disposal  
130 services within the district;

131           (27) To contract for or conduct economic, planning,  
132 marketing or other studies;

133           (28) To repair, restore, or maintain any abandoned  
134 cemetery on public or private land within the district; and

135           (29) To partner with a telecommunications company or  
136 broadband service provider in order to construct or improve  
137 telecommunications facilities which shall be wholly owned  
138 and operated by the telecommunications company or broadband  
139 service provider, as the terms "telecommunications company"  
140 and "telecommunications facilities" are defined in section  
141 386.020 and subject to the provisions of section 392.410,  
142 that are in an unserved or underserved area, as defined in  
143 section 620.2450. Before any facilities are improved or  
144 constructed as a result of this section, the area shall be  
145 certified as unserved or underserved by the director of  
146 broadband development within the department of economic  
147 development;

148           (30) To carry out any other powers set forth in  
149 sections 67.1401 to 67.1571.

150           2. Each district which is located in a blighted area  
151 or which includes a blighted area shall have the following  
152 additional powers:

153           (1) Within its blighted area, to contract with any  
154 private property owner to demolish and remove, renovate,

155 reconstruct, or rehabilitate any building or structure owned  
156 by such private property owner; and

157       (2) To expend its revenues or loan its revenues  
158 pursuant to a contract entered into pursuant to this  
159 subsection, provided that the governing body of the  
160 municipality has determined that the action to be taken  
161 pursuant to such contract is reasonably anticipated to  
162 remediate the blighting conditions and will serve a public  
163 purpose.

164       **3. Each district which is an entertainment district**  
165 **shall have the following additional powers:**

166       **(1) Within its boundaries, to restrict or prohibit the**  
167 **carrying of weapons or firearms in designated restricted**  
168 **areas, including, but not limited to, parks, public events,**  
169 **and other public spaces within the boundaries of the**  
170 **district;**

171       **(2) Within its boundaries, to promulgate and enforce**  
172 **rules relating to curfews and the presence and activities of**  
173 **unaccompanied minors under the age of eighteen in public**  
174 **spaces during specified hours unless accompanied by a parent**  
175 **or guardian; and**

176       **(3) Within its boundaries, to hire and train public**  
177 **safety and security personnel to enforce the laws of the**  
178 **municipality and rules of the district.**

179       **4.** Each district shall annually reimburse the  
180 municipality for the reasonable and actual expenses incurred  
181 by the municipality to establish such district and review  
182 annual budgets and reports of such district required to be  
183 submitted to the municipality; provided that, such annual  
184 reimbursement shall not exceed one and one-half percent of  
185 the revenues collected by the district in such year.

186 [4.] 5. Nothing in sections 67.1401 to 67.1571 shall  
187 be construed to delegate to any district any sovereign right  
188 of municipalities to promote order, safety, health, morals,  
189 and general welfare of the public, except those such police  
190 powers, if any, expressly delegated pursuant to sections  
191 67.1401 to 67.1571.

192 [5.] 6. The governing body of the municipality  
193 establishing the district shall not decrease the level of  
194 publicly funded services in the district existing prior to  
195 the creation of the district or transfer the financial  
196 burden of providing the services to the district unless the  
197 services at the same time are decreased throughout the  
198 municipality, nor shall the governing body discriminate in  
199 the provision of the publicly funded services between areas  
200 included in such district and areas not so included.

201 [6.] 7. All construction contracts entered into after  
202 August 28, 2021, in excess of five thousand dollars between  
203 a district that has adopted a sales tax and any private  
204 person, firm, or corporation shall be competitively bid and  
205 shall be awarded to the lowest and best bidder. Notice of  
206 the letting of the contracts shall be given in the manner  
207 provided by section 8.250.

67.1535. 1. **Subject to appropriation, the department  
2 of economic development may, upon such terms and with  
3 reasonable consideration as it may determine, expend funds  
4 for the purpose of promoting, developing, and supporting  
5 entertainment tourism within any district designated as an  
6 entertainment district pursuant to section 67.1421, and for  
7 which application is made and approved by the department of  
8 economic development no later than August 28, 2027. Any  
9 annual expenditure by the department of economic development  
10 for entertainment tourism shall be limited to a portion of**

11 tax revenues derived directly or indirectly from any such  
12 promotion, development, and support of entertainment tourism  
13 supported by such annual expenditure within such designated  
14 entertainment district, as stated in an agreement entered  
15 into between the district and the department of economic  
16 development; provided, however, that:

17 (1) The term of state appropriations under any such  
18 agreement shall not exceed twenty-seven years;

19 (2) The annual amount of the state appropriation  
20 authorized under this section shall not exceed two million  
21 five hundred thousand dollars per year for any fiscal year  
22 ending on or before June 30, 2031, and four million five  
23 hundred thousand dollars per year for any fiscal year  
24 thereafter. No such appropriation shall be made prior to  
25 July 1, 2026;

26 (3) Any such promotion, development, and support of  
27 entertainment tourism shall be determined to produce a  
28 positive net fiscal impact for the state over the term of  
29 such agreement, with such public or private assurances as  
30 the department of economic development may reasonably  
31 require; and

32 (4) The department of economic development shall make  
33 an annual written report to the governor and the general  
34 assembly within ninety days of the end of each fiscal year  
35 detailing whether such promotion, development, and support  
36 of entertainment tourism produced a positive net fiscal  
37 impact for the state in the prior fiscal year and projecting  
38 the overall net fiscal impact to the state over the term of  
39 such agreement.

40 2. As used in this section, "entertainment tourism"  
41 shall mean activities, services, and experiences designed  
42 for leisure and enjoyment centered on athletic,

43 recreational, and cultural events, attractions, and  
44 enrichment sponsored by any public or private entity, the  
45 provision and enhancement of public safety and the provision  
46 of financial assistance to attract sporting events,  
47 recreational, entertainment, or other meeting activities,  
48 either professional or amateur, commercial or private.

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