

House _____ Amendment NO. _____

Offered By

1 AMEND House Bill No. 1534, Page 1, In the Title, Line 3, by deleting the words "reimbursement
2 allowance taxes" and inserting in lieu thereof the words "emergency services"; and
3

4 Further amend said bill and page, Section A, Line 3, by inserting after all of said line the following:
5

6 "190.325. 1. In any county of the first classification without a charter form of government
7 with a population of at least one hundred fifty thousand inhabitants but less than two hundred fifty
8 thousand inhabitants, the county commission may use all or a part of the moneys derived from the
9 emergency telephone tax authorized pursuant to section 190.305 for central dispatching of fire
10 protection, emergency ambulance service or any other emergency services, which may include the
11 purchase and maintenance of communications and emergency equipment. In the event such
12 commission chooses to use the tax provided in that section for such services, the provisions of
13 sections 190.300 to 190.320 shall apply except as provided in this section.

14 2. The tax shall not exceed a percentage of the base tariff rate and such percentage shall not
15 exceed an amount equal to a maximum rate of one dollar thirty cents per line per month, the
16 provisions of section 190.305 to the contrary notwithstanding. The tax imposed by this section and
17 the amounts required to be collected are due monthly. The amount of tax collected in one calendar
18 month by the service supplier shall be remitted to the governing body no later than one month after
19 the close of a calendar month. On or before the last day of each calendar month, a return for the
20 preceding month shall be filed with the governing body in such form as the governing body and
21 service supplier shall agree. The service supplier shall include the list of any service user refusing
22 to pay the tax imposed by this section with each return filing. The service supplier required to file
23 the return shall deliver the return, together with a remittance of the amount of the tax collected. The
24 records shall be maintained for a period of one year from the time the tax is collected. From every
25 remittance to the governing body made on or before the date when the same becomes due, the
26 service supplier required to remit the same shall be entitled to deduct and retain, as a collection fee,
27 an amount equal to two percent thereof.

28 3. Nothing in this section shall be construed to require any municipality or other political
29 subdivision to join the central dispatching system established pursuant to this section. The
30 governing body of any municipality or other political subdivision may contract with the board
31 established pursuant to section 190.327 for such services or portion of such services, or for the
32 purchase and maintenance of communication and emergency equipment.

33 190.327. 1. Immediately upon the decision by the commission to utilize a portion of the
34 emergency telephone tax for central dispatching and an affirmative vote of the telephone tax, the
35 commission shall appoint the initial members of a board which shall administer the funds and
36 oversee the provision of central dispatching for emergency services in the county and in

Standing Action Taken _____ Date _____

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1 municipalities and other political subdivisions which have contracted for such service. Beginning
2 with the general election in 1992, all board members shall be elected according to this section and
3 other applicable laws of this state. At the time of the appointment of the initial members of the
4 board, the commission shall relinquish to the board and no longer exercise the duties prescribed in
5 this chapter with regard to the provision of emergency telephone service and in chapter 321, with
6 regard to the provision of central dispatching service, and such duties shall be exercised by the
7 board.

8 2. Elections for board members may be held on general municipal election day, as defined
9 in subsection 3 of section 115.121, after approval by a simple majority of the county commission.

10 3. For the purpose of providing the services described in this section, the board shall have
11 the following powers, authority and privileges:

12 (1) To have and use a corporate seal;

13 (2) To sue and be sued, and be a party to suits, actions and proceedings;

14 (3) To enter into contracts, franchises and agreements with any person, partnership,
15 association or corporation, public or private, affecting the affairs of the board;

16 (4) To acquire, construct, purchase, maintain, dispose of and encumber real and personal
17 property, including leases and easements;

18 (5) To have the management, control and supervision of all the business affairs of the board
19 and the construction, installation, operation and maintenance of any improvements;

20 (6) To hire and retain agents and employees and to provide for their compensation including
21 health and pension benefits;

22 (7) To adopt and amend bylaws and any other rules and regulations;

23 (8) To fix, charge and collect the taxes and fees authorized by law for the purpose of
24 implementing and operating the services described in this section;

25 (9) To pay all expenses connected with the first election and all subsequent elections; and

26 (10) To have and exercise all rights and powers necessary or incidental to or implied from
27 the specific powers granted in this subsection. Such specific powers shall not be considered as a
28 limitation upon any power necessary or appropriate to carry out the purposes and intent of sections
29 190.300 to 190.329.

30 4. (1) Notwithstanding the provisions of subsections 1 and 2 of this section to the contrary,
31 the county commission may elect to appoint the members of the board to administer the funds and
32 oversee the provision of central dispatching for emergency services in the county and in
33 municipalities and other political subdivisions which have contracted for such service upon the
34 request of said municipalities and other political subdivisions. At the time of the appointment of the
35 initial members of the board, the commission shall relinquish to the board and no longer exercise
36 the duties prescribed in this chapter with regard to the provision of central dispatching service and
37 such duties shall be exercised by the board.

38 (2) The board shall consist of seven members appointed without regard to political
39 affiliation. The members shall include:

40 (a) Five members who shall serve for so long as they remain in their respective county or
41 municipal positions as follows:

42 a. The county sheriff, or a designee;

43 b. The heads of the municipal police departments in the two largest municipalities wholly
44 contained within the county which have contracted for central dispatching service, or their
45 designees; and

46 c. The heads of the municipal fire departments or fire divisions in the two largest
47 municipalities wholly contained within the county which have contracted for central dispatching
48 service, or their designees.

1 **(b) Two members who shall serve two-year terms appointed from among the following:**

2 **a. The head of any of the county's fire protection districts which have contracted for central**
3 **dispatching service, or a designee;**

4 **b. The head of any of the county's ambulance districts which have contracted for central**
5 **dispatching service, or a designee;**

6 **c. The head of any of the municipal police departments in the county, excluding those in**
7 **subparagraph b of paragraph a of subdivision 2 of subsection 4 of this section, which have**
8 **contracted for central dispatching service, or a designee; and**

9 **d. The head of any of the municipal fire departments in the county, excluding those in**
10 **subparagraph c of paragraph a of subdivision 2 of subsection 4 of this section, which have**
11 **contracted for central dispatching service, or a designee.**

12 **(3) Upon the appointment of the board under this subsection, the board shall have the**
13 **powers provided in subsection 3 of this section and the commission shall relinquish all powers and**
14 **duties relating to the provision of central dispatching service under this chapter to the board.";** and

15
16 Further amend said bill by amending the title, enacting clause, and intersectional references
17 accordingly.