

CHAPTER 93

ANTI DRUG SALES TAX

9301. Tax Imposed.

Pursuant to the provisions of §§ 67.547 et seq., RSMo, as amended, there is hereby imposed in Jackson County, Missouri, a countywide sales tax (COMBAT) at the rate of one-quarter of one percent solely for the purpose of arrest and prosecution of drug related offenses, the prevention of such offenses, and the incarceration, rehabilitation, treatment, and judicial processing of adult and juvenile violators of drug related offenses. (Ord. 1795, Sec. 1, Eff. 12-19-89; Ord. 1941, Eff. 04/24/91; Ord. 2490, Eff. 01/20/96)

9302. Trust Fund Created.

The proceeds and interest therefrom of the anti-drug sales tax shall be deposited in a special Jackson County anti-drug sales tax trust fund which is hereby created through this chapter. Any funds collected and interest earned from the Jackson County anti-drug sales tax must be segregated and not commingled with the general fund or any other special funds of the county. (Ord. 1795, Sec. 2, Eff. 12-19-89; Ord. 1941, Eff. 04/24/91)

9303. Appropriation for Arrest, Prosecution, and Incarceration.

Each year not less than 50% of the proceeds of the anti-drug sales tax shall be appropriated for the arrest, prosecution, and incarceration of those accused of drug related offenses. (Ord. 1795, Sec. 3, Eff. 12-19-89; Ord. 1941, Eff. 04/24/91; Ord. 2490, Eff. 01/20/96)

9304. Goal for Minority Hiring and Employment.

Any proceeds from the anti-drug sales tax creating jobs and employment shall have a twenty percent goal for minority hiring and employment. (Ord. 1795, Sec. 4, Eff. 12-19-89; Ord. 1941, Eff. 04/24/91)

9305. Drug Commission.

A Drug Commission shall be established and organized as follows:

9305.1 Composition

The County Executive shall appoint, as members of the commission, nine residents of Jackson County from among those recommended by the County Legislature or from among those citizens known by the County Executive to be interested in serving on the Commission. One member shall be appointed from each of the six legislative districts and three members shall be appointed from the County at large. The at-large members shall represent the professional fields of law, substance abuse, and public health/health care, with one member appointed from each field. Three members shall serve initial terms of two years, three members shall serve initial terms of three years, and three members shall serve initial terms of four years.

Members of the initial Drug Commission shall be eligible for reappointment to one four-year term each. Successor members of the Commission shall serve terms of four years, or for the unexpired terms of their predecessors, and are also eligible for reappointment to one four-year term each. The County Executive shall designate one member to serve as the Commission Chair.

9305.2 Ex Officio Members.

The Prosecuting Attorney, the Chief of the Kansas City, Missouri Police Department, and the Chair of the Jackson County Drug Task Force shall serve as ex officio members of the Commission without vote.

9305.3 COMBAT Funding Recipients Not Eligible.

No voting member of the Commission shall concurrently be employed by, a director of, or otherwise similarly associated under any entity or organization which applies for or receives COMBAT funding in any manner. (Ord. 4105, Eff. 06/23/09)

9305.4 Powers and Duties.

The Drug Commission shall establish goals for COMBAT funding and make recommendations on all funding requests for COMBAT initiatives.

9305.5 Compensation.

Each member of the Commission shall receive the sum of \$200 per meeting for his or her service. No member of the commission shall receive in excess of \$1200 per calendar year for his or her service on the Commission.

9305.6 Meetings.

The Commission shall meet at least quarterly. (Ord. 3974, Eff. 01/28/08)

9306. COMBAT Director.

The administration of the COMBAT tax shall be under the day-to-day supervision of a COMBAT Director. The following shall apply to the COMBAT Director:

9306.1 Appointment.

The COMBAT Director shall be appointed by the County Executive, subject to the disapproval of the County Legislature.

9306.2 Removal.

The COMBAT Director shall serve at the pleasure of the County Executive, except that he or she may be removed from office either by the County Executive or by a majority of the County Legislature.

9306.3 Qualifications.

The COMBAT Director shall have a minimum of eight years experience in the areas of public health, substance abuse, prosecution, and/or other similar disciplines relevant to COMBAT, or the educational equivalent of such experience. At least five

years of such experience shall be in supervision and administration.

9306.4 Duties.

The COMBAT Director shall set the priorities and direction of the COMBAT tax in all of its areas of emphasis, to include law enforcement, drug treatment, and community crime prevention. The Director shall supervise all staff authorized in the annual county budget, and shall provide staff support for the Drug Commission. (Ord. 3974, Eff. 01/28/08)

9307. Performance Evaluation.

The county, in consultation with the prosecuting attorney, shall annually provide for a performance evaluation of programs funded by COMBAT, to be conducted by an independent firm or agency. (Ord. 2490, Eff. 01/20/96; Ord. 3974, Eff. 01/28/08)

9308. Effective and Expiration Dates.

The tax imposed by this chapter shall automatically terminate March 31, 2018. (Ord. 2490, Eff. 01/20/96; Ord. 2511 vetoed by County Executive 2/5/96 and Legislators overrode veto 2/5/96, Eff. 02/05/96; Ord. 2535, Eff. 05/07/96; Ord. 3483, Eff. 03/30/04; Ord. 4134, Eff. 11/03/09)