

Journal of the Senate

FIRST REGULAR SESSION

SIXTY-EIGHTH DAY—MONDAY, MAY 11, 2009

The Senate met pursuant to adjournment.

President Kinder in the Chair.

Reverend Carl Gauck offered the following prayer:

“True faith does not contradict its words by its conduct.” (Unknown)

Almighty God, we like to think of ourselves as a people of faith and practice our faith in what we do and say both here and at home. Grant that our actions and words do not contradict our faith in You and shows itself with those we love and love us and may we remain open to Your prompting. We give You thanks for watching our going out and our coming in bringing us safely here to complete this final week’s work. In Your Holy Name we pray. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, May 7, 2009 was read and approved.

The following Senators were present during the day’s proceedings:

Present—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson

Wright-Jones—33

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Griesheimer offered Senate Resolution No. 1128, regarding the Ninetieth Birthday of Ruth Hablitz, Pacific, which was adopted.

Senator Schaefer offered Senate Resolution No. 1129, regarding Douglas K. Eiken, California, which was adopted.

Senator Dempsey offered Senate Resolution No. 1130, regarding Mark Kendrick, St. Charles, which was adopted.

Senator Rupp offered Senate Resolution No. 1131, regarding Lauren Marie McKee, Wentzville, which was adopted.

Senator Rupp offered Senate Resolution No. 1132, regarding Erica Andrea' Seals, O'Fallon, which was adopted.

Senator Bray offered Senate Resolution No. 1133, regarding Korey Leigh Lewis, which was adopted.

Senator Nodler offered Senate Resolution No. 1134, regarding the One Hundred Twenty-fifth Anniversary of Community Bank and Trust, Neosho, which was adopted.

Senator McKenna offered Senate Resolution No. 1135, regarding the Thirtieth Anniversary of Jeffco Subcontracting, Incorporated, Arnold, which was adopted.

Senator Shields offered Senate Resolution No. 1136, regarding Kaleb V. Collier, Weston, which was adopted.

Senator Shields offered Senate Resolution No. 1137, regarding Cody James Turnbull, Rushville, which was adopted.

Senator Schmitt offered Senate Resolution No. 1138, regarding Tyler Coyle, which was adopted.

Senator Schmitt offered Senate Resolution No. 1139, regarding Anna Baker, Kirkwood, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SB 377**, entitled:

An Act to repeal sections 99.865, 99.1082, 99.1088, 99.1090, 99.1092, 100.286, 100.297, 100.710, 100.720, 100.750, 100.760, 100.770, 105.145, 135.155, 135.680, 147.010, 208.770, 238.207, 238.212, 238.235, 253.550, 253.559, 338.337, 393.110, 447.708, 620.1039, 620.1878, and 620.1881, RSMo, and to enact in lieu thereof forty-six new sections relating to business incentives, with penalty provisions and an emergency clause for certain sections.

With House Amendment No. 1 to House Amendment No. 1, House Amendment No. 1, as amended, and House Amendment No. 2.

**HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 1**

Amend House Amendment No. 1 to House Committee Substitute for Senate Bill No. 377, Section

135.821, Page 9, Lines 29 and 30 of said amendment, by deleting all of said lines and inserting in lieu thereof the following:

“credit program, which remain unauthorized at the end of such statutory fiscal or calendar year for which the appropriation is made, shall expire on the last day of such year.”; and

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 377, Section 67.2050, Page 2, Lines 12 and 13 by deleting all of said lines and inserting in lieu thereof the following:

“improved under this section and that contains at least twenty thousand square feet of space, provided that such business facility is”; and

Further amend said bill, Section 99.1092, Page 16, Line 51 by inserting after all of said line the following:

“99.1205. 1. This section shall be known and may be cited as the “Distressed Areas Land Assemblage Tax Credit Act”.

2. As used in this section, the following terms mean:

(1) “Acquisition costs”, the purchase price for the eligible parcel, costs of environmental assessments, closing costs, real estate brokerage fees, reasonable demolition costs of vacant structures, and reasonable maintenance costs incurred to maintain an acquired eligible parcel for a period of five years after the acquisition of such eligible parcel. Acquisition costs shall not include costs for title insurance and survey, attorney’s fees, relocation costs, fines, or bills from a municipality;

(2) “Applicant”, any person, firm, partnership, trust, limited liability company, or corporation which has:

(a) Incurred, within an eligible project area, acquisition costs for the acquisition of land sufficient to satisfy the requirements under subdivision (8) of this subsection; and

(b) Been appointed or selected, pursuant to a redevelopment agreement by a municipal authority, as a redeveloper or similar designation, under an economic incentive law, to redevelop an urban renewal area or a redevelopment area that includes all of an eligible project area or whose redevelopment plan or redevelopment area, which encompasses all of an eligible project area, has been approved or adopted under an economic incentive law. In addition to being designated the redeveloper, the applicant shall have been designated to receive economic incentives only after the municipal authority has considered the amount of the tax credits in adopting such economic incentives as provided in subsection 8 of this section. The redevelopment agreement shall provide that:

a. The funds generated through the use or sale of the tax credits issued under this section shall be used to redevelop the eligible project area;

b. No more than seventy-five percent of the urban renewal area identified in the urban renewal plan or the redevelopment area identified in the redevelopment plan may be redeveloped by the applicant; and

c. The remainder of the urban renewal area or the redevelopment area shall be redeveloped by co-redevelopers or redevelopers to whom the applicant has assigned its redevelopment rights and obligations under the urban renewal plan or the redevelopment plan;

(3) “Certificate”, a tax credit certificate issued under this section;

(4) “Condemnation proceedings”, any action taken by, or on behalf of, an applicant to initiate an action in a court of competent jurisdiction to use the power of eminent domain to acquire a parcel within the eligible project area. Condemnation proceedings shall include any and all actions taken after the submission of a notice of intended acquisition to an owner of a parcel within the eligible project area by a municipal authority or any other person or entity under section 523.250, RSMo;

(5) “Department”, the Missouri department of economic development;

(6) “Economic incentive laws”, any provision of Missouri law pursuant to which economic incentives are provided to redevelopers of a parcel or parcels to redevelop the land, such as tax abatement or payments in lieu of taxes, or redevelopment plans or redevelopment projects approved or adopted which include the use of economic incentives to redevelop the land. Economic incentive laws include, but are not limited to, the land clearance for redevelopment authority law under sections 99.300 to 99.660, the real property tax increment allocation redevelopment act under sections 99.800 to 99.865, the Missouri downtown and rural economic stimulus act under sections 99.915 to 99.1060, and the downtown revitalization preservation program under sections 99.1080 to 99.1092;

(7) “Eligible parcel”, a parcel:

(a) Which is located within an eligible project area;

(b) Which is to be redeveloped;

(c) On which the applicant has not commenced construction prior to November 28, 2007;

(d) Which has been acquired without the commencement of any condemnation proceedings with respect to such parcel brought by or on behalf of the applicant. Any parcel acquired by the applicant from a municipal authority shall not constitute an eligible parcel; and

(e) On which all outstanding taxes, fines, and bills levied by municipal governments that were levied by the municipality during the time period that the applicant held title to the eligible parcel have been paid in full;

(8) “Eligible project area”, an area which shall have satisfied the following requirements:

(a) The eligible project area shall consist of at least seventy-five acres and may include parcels within its boundaries that do not constitute an eligible parcel;

(b) At least eighty percent of the eligible project area shall be located within a Missouri qualified census tract area, as designated by the United States Department of Housing and Urban Development under 26 U.S.C. Section 42, or within a distressed community as that term is defined in section 135.530, RSMo;

(c) The eligible parcels acquired by the applicant within the eligible project area shall total at least fifty acres, which may consist of contiguous and noncontiguous parcels;

(d) The average number of parcels per acre in an eligible project area shall be four or more;

(e) Less than five percent of the acreage within the boundaries of the eligible project area shall consist of owner-occupied residences which the applicant has identified for acquisition under the urban renewal plan or the redevelopment plan pursuant to which the applicant was appointed or selected as the redeveloper or by which the person or entity was qualified as an applicant under this section on the date of the approval or adoption of such plan;

(9) “Interest costs”, interest, loan fees, and closing costs. Interest costs shall not include attorney’s fees;

(10) “Maintenance costs”, costs of boarding up and securing vacant structures, costs of removing trash, and costs of cutting grass and weeds;

(11) “Municipal authority”, any city, town, village, county, public body corporate and politic, political subdivision, or land trust of this state established and authorized to own land within the state;

(12) “Municipality”, any city, town, village, or county;

(13) “Parcel”, a single lot or tract of land, and the improvements thereon, owned by, or recorded as the property of, one or more persons or entities;

(14) “Redeveloped”, the process of undertaking and carrying out a redevelopment plan or urban renewal plan pursuant to which the conditions which provided the basis for an eligible project area to be included in a redevelopment plan or urban renewal plan are to be reduced or eliminated by redevelopment or rehabilitation; and

(15) “Redevelopment agreement”, the redevelopment agreement or similar agreement into which the applicant entered with a municipal authority and which is the agreement for the implementation of the urban renewal plan or redevelopment plan pursuant to which the applicant was appointed or selected as the redeveloper or by which the person or entity was qualified as an applicant under this section; and such appointment or selection shall have been approved by an ordinance of the governing body of the municipality, or municipalities, or in the case of any city not within a county, the board of aldermen, in which the eligible project area is located. The redevelopment agreement shall include a time line for redevelopment of the eligible project area. The redevelopment agreement shall state that the named developer shall be subject to the provisions of chapter 290, RSMo.

3. Any applicant shall be entitled to a tax credit against the taxes imposed under chapters 143, 147, and 148, RSMo, except for sections 143.191 to 143.265, RSMo, in an amount equal to fifty percent of the acquisition costs, and one hundred percent of the interest costs incurred for a period of five years after the acquisition of an eligible parcel. No tax credits shall be issued under this section until after January 1, 2008.

4. If the amount of such tax credit exceeds the total tax liability for the year in which the applicant is entitled to receive a tax credit, the amount that exceeds the state tax liability may be carried forward for credit against the taxes imposed under chapters 143, 147, and 148, RSMo, for the succeeding six years, or until the full credit is used, whichever occurs first. The applicant shall not be entitled to a tax credit for taxes imposed under sections 143.191 to 143.265, RSMo. Applicants entitled to receive such tax credits may transfer, sell, or assign the tax credits. Tax credits granted to a partnership, a limited liability company taxed as a partnership, or multiple owners of property shall be passed through to the partners, members, or owners respectively pro rata or pursuant to an executed agreement among the partners, members, or owners documenting an alternate distribution method.

5. A purchaser, transferee, or assignee of the tax credits authorized under this section may use acquired tax credits to offset up to one hundred percent of the tax liabilities otherwise imposed under chapters 143, 147, and 148, RSMo, except for sections 143.191 to 143.265, RSMo. A seller, transferor, or assignor shall perfect such transfer by notifying the department in writing within thirty calendar days following the effective date of the transfer and shall provide any information as may be required by the department to administer and carry out the provisions of this section.

6. To claim tax credits authorized under this section, an applicant shall submit to the department an application for a certificate. An applicant shall identify the boundaries of the eligible project area in the application. The department shall verify that the applicant has submitted a valid application in the form and format required by the department. The department shall verify that the municipal authority held the requisite hearings and gave the requisite notices for such hearings in accordance with the applicable economic incentive act, and municipal ordinances. On an annual basis, an applicant may file for the tax credit for the acquisition costs, and for the tax credit for the interest costs, subject to the limitations of this section. If an applicant applying for the tax credit meets the criteria required under this section, the department shall issue a certificate in the appropriate amount. If an applicant receives a tax credit for maintenance costs as a part of the applicant's acquisition costs, the department shall post on its Internet web site the amount and type of maintenance costs and a description of the redevelopment project for which the applicant received a tax credit within thirty days after the department issues the certificate to the applicant.

7. The total aggregate amount of tax credits authorized under this section shall not exceed ninety-five million dollars. At no time shall the annual amount of the tax credits issued under this section exceed [ten] **twenty** million dollars. If the tax credits that are to be issued under this section exceed, in any year, the [ten] **twenty** million dollar limitation, the department shall either:

(1) Issue tax credits to the applicant in the amount of [ten] **twenty** million dollars, if there is only one applicant entitled to receive tax credits in that year; or

(2) Issue the tax credits on a pro rata basis to all applicants entitled to receive tax credits in that year. Any amount of tax credits, which an applicant is, or applicants are, entitled to receive on an annual basis and are not issued due to the [ten] **twenty** million dollar limitation, shall be carried forward for the benefit of the applicant or applicants to subsequent years. No tax credits provided under this section shall be authorized after August 28, 2013. Any tax credits which have been authorized on or before August 28, 2013, but not issued, may be issued, subject to the limitations provided under this subsection, until all such authorized tax credits have been issued.

8. Upon issuance of any tax credits pursuant to this section, the department shall report to the municipal authority the applicant's name and address, the parcel numbers of the eligible parcels for which the tax credits were issued, the itemized acquisition costs and interest costs for which tax credits were issued, and the total value of the tax credits issued. The municipal authority and the state shall not consider the amount of the tax credits as an applicant's cost, but shall include the tax credits in any sources and uses and cost benefit analysis reviewed or created for the purpose of awarding other economic incentives. The amount of the tax credits shall not be considered an applicant's cost in the evaluation of the amount of any award of any other economic incentives, but shall be considered in measuring the reasonableness of the rate of return to the applicant with respect to such award of other economic incentives. The municipal authority shall provide the report to any relevant commission, board, or entity responsible for the evaluation and recommendation or approval of other economic incentives to assist in the redevelopment of the eligible project area. Tax credits authorized under this section shall constitute redevelopment tax credits, as such term is defined under section 135.800 RSMo, and shall be subject to all provisions applicable to redevelopment tax credits provided under sections 135.800 to 135.830 RSMo.

9. The department may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter

536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2007, shall be invalid and void.”; and

Further amend said bill, Section 135.680, Page 31, Line 143 by inserting after all of said line the following:

“135.800. 1. The provisions of sections 135.800 to 135.830 shall be known and may be cited as the “Tax Credit Accountability Act of 2004”.

2. As used in sections 135.800 to 135.830, the following terms mean:

(1) “Administering agency”, the state agency or department charged with administering a particular tax credit program, as set forth by the program’s enacting statute; where no department or agency is set forth, the department of revenue;

(2) “Agricultural tax credits”, the agricultural product utilization contributor tax credit created pursuant to section 348.430, RSMo, the new generation cooperative incentive tax credit created pursuant to section 348.432, RSMo, the family farm breeding livestock loan tax credit created under section 348.505, RSMo, the qualified beef tax credit created under section 135.679, and the wine and grape production tax credit created pursuant to section 135.700;

(3) “All tax credit programs”, or “**Any tax credit program**”, the tax credit programs included in the definitions of agricultural tax credits, business recruitment tax credits, community development tax credits, domestic and social tax credits, entrepreneurial tax credits, environmental tax credits, **financial and insurance tax credits**, housing tax credits, redevelopment tax credits, and training and educational tax credits;

(4) “Business recruitment tax credits”, the business facility tax credit created pursuant to sections 135.110 to 135.150 and section 135.258, the enterprise zone tax benefits created pursuant to sections 135.200 to 135.270, the business use incentives for large-scale development programs created pursuant to sections 100.700 to 100.850, RSMo, the development tax credits created pursuant to sections 32.100 to 32.125, RSMo, the rebuilding communities tax credit created pursuant to section 135.535, [and] the film production tax credit created pursuant to section 135.750, **the enhanced enterprise zone created pursuant to sections 135.950 to 135.975, and the Missouri quality jobs program created pursuant to sections 620.1875 to 620.1900, RSMo;**

(5) “Community development tax credits”, the neighborhood assistance tax credit created pursuant to sections 32.100 to 32.125, RSMo, the family development account tax credit created pursuant to sections 208.750 to 208.775, RSMo, the dry fire hydrant tax credit created pursuant to section 320.093, RSMo, and the transportation development tax credit created pursuant to section 135.545;

(6) “Domestic and social tax credits”, the youth opportunities tax credit created pursuant to section 135.460 and sections 620.1100 to 620.1103, RSMo, the shelter for victims of domestic violence created pursuant to section 135.550, the senior citizen or disabled person property tax credit created pursuant to sections 135.010 to 135.035, the special needs adoption tax credit **and children in crisis tax credit** created pursuant to sections 135.325 to 135.339, the maternity home tax credit created pursuant to section 135.600, **the surviving spouse tax credit created pursuant to section 135.090, the residential treatment agency**

tax credit created pursuant to section 135.1150, the pregnancy resource center tax credit created pursuant to section 135.630, the food pantry tax credit created pursuant to section 135.647, the health care access fund tax credit created pursuant to section 135.575, the residential dwelling access tax credit created pursuant to section 135.562, and the shared care tax credit created pursuant to section 660.055, RSMo;

(7) “Entrepreneurial tax credits”, the capital tax credit created pursuant to sections 135.400 to 135.429, the certified capital company tax credit created pursuant to sections 135.500 to 135.529, the seed capital tax credit created pursuant to sections 348.300 to 348.318, RSMo, the new enterprise creation tax credit created pursuant to sections 620.635 to 620.653, RSMo, the **qualified small and start-up business** research tax credit created pursuant to section 620.1039, RSMo, **the research tax credit created pursuant to section 620.1041, RSMo**, the small business incubator tax credit created pursuant to section 620.495, RSMo, the guarantee fee tax credit created pursuant to section 135.766, **the angel tax credit created pursuant to sections 348.273 to 348.274, RSMo**, and the new generation cooperative tax credit created pursuant to sections 32.105 to 32.125, RSMo;

(8) “Environmental tax credits”, the charcoal producer tax credit created pursuant to section 135.313, the wood energy tax credit created pursuant to sections 135.300 to 135.311, **and the alternative fuel stations tax credit created pursuant to section 135.710;**

(9) “Financial and Insurance tax credits”, the bank franchise tax credit created pursuant to section 148.030, RSMo, the bank tax credit for S corporations created pursuant to section 143.471, RSMo, the exam fee tax credit created pursuant to section 148.400, RSMo, the health insurance pool tax credit created pursuant to section 376.975, RSMo, the life and health insurance guaranty tax credit created pursuant to section 376.745, RSMo, the property and casualty guaranty tax credit created pursuant to section 375.774, RSMo, and the self-employed health insurance tax credit created pursuant to section 143.119, RSMo;

(10) “Housing tax credits”, the neighborhood preservation tax credit created pursuant to sections 135.475 to 135.487, the low-income housing tax credit created pursuant to sections 135.350 to 135.363, and the affordable housing tax credit created pursuant to sections 32.105 to 32.125, RSMo;

[(10)] (11) “Recipient”, the individual or entity who is the original applicant for and who receives proceeds from a tax credit program directly from the administering agency, the person or entity responsible for the reporting requirements established in section 135.805;

[(11)] (12) “Redevelopment tax credits”, the historic preservation tax credit created pursuant to sections 253.545 to 253.561, RSMo, the brownfield redevelopment program tax credit created pursuant to sections 447.700 to 447.718, RSMo, the community development corporations tax credit created pursuant to sections 135.400 to 135.430, the infrastructure tax credit created pursuant to subsection 6 of section 100.286, RSMo, the bond guarantee tax credit created pursuant to section 100.297, RSMo, [and] the disabled access tax credit created pursuant to section 135.490, **the new markets tax credit created pursuant to section 135.680, and the distressed areas land assemblage tax credit created pursuant to section 99.1205, RSMo;**

[(12)] (13) “Training and educational tax credits”, the community college new jobs tax credit created pursuant to sections 178.892 to 178.896, RSMo.

135.802. 1. Beginning January 1, 2005, all applications for all tax credit programs shall include, in

addition to any requirements provided by the enacting statutes of a particular credit program, the following information to be submitted to the department administering the tax credit:

(1) Name, address, and phone number of the applicant or applicants, and the name, address, and phone number of a contact person or agent for the applicant or applicants;

(2) Taxpayer type, whether individual, corporation, nonprofit or other, and taxpayer identification number, if applicable;

(3) Standard industry code, if applicable; [and]

(4) Program name and type of tax credit, including the identity of any other state or federal program being utilized for the same activity or project; **and**

(5) Number of estimated jobs to be created, as a result of the tax credits, separated by construction, part-time permanent, and full-time permanent except for domestic and social tax credits and financial and insurance tax credits.

2. In addition to the information required by subsection 1 of this section, an applicant for a community development tax credit shall also provide information detailing the title and location of the corresponding project, the estimated time period for completion of the project, and all geographic areas impacted by the project.

3. In addition to the information required by subsection 1 of this section, an applicant for a redevelopment tax credit shall also provide information detailing the location and legal description of the property, age of the structure, if applicable, whether the property is residential, commercial, or governmental, and the projected project cost, labor cost, and projected date of completion. Where a redevelopment tax credit applicant is required to submit contemporaneously a federal application for a similar credit on the same underlying project, the submission of a copy of the federal application shall be sufficient to meet the requirements of this subsection.

4. In addition to the information required by subsection 1 of this section, an applicant for a business recruitment tax credit shall also provide information detailing the category of business by size, the address of the business headquarters and all offices located within this state, the number of employees at the time of the application, the number of employees projected to increase as a result of the completion of the project, and the estimated project cost.

5. In addition to the information required by subsection 1 of this section, an applicant for a training and educational tax credit shall also provide information detailing the name and address of the educational institution to be used, the average salary of workers to be served, the estimated project cost, and the number of employees and number of students to be served.

6. In addition to the information required by subsection 1 of this section, an applicant for a housing tax credit also shall provide information detailing the address, legal description, and fair market value of the property, and the projected labor cost and projected completion date of the project. Where a housing tax credit applicant is required to submit contemporaneously a federal application for a similar credit on the same underlying project, the submission of a copy of the federal application shall be sufficient to meet the requirements of this subsection. For the purposes of this subsection, “fair market value” means the value as of the purchase of the property or the most recent assessment, whichever is more recent.

7. In addition to the information required by subsection 1 of this section, an applicant for an

entrepreneurial tax credit shall also provide information detailing the amount of investment and the names of the project, fund, and research project.

8. In addition to the information required by subsection 1 of this section, an applicant for an agricultural tax credit shall also provide information detailing the type of agricultural commodity, the amount of contribution, the type of equipment purchased, and the name and description of the facility.

9. In addition to the information required by subsection 1 of this section, an applicant for an environmental tax credit shall also include information detailing the type of equipment, if applicable, purchased and any environmental impact statement, if required by state or federal law.

10. An administering agency may, by rule, require additional information to be submitted by an applicant. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created pursuant to the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be void.

11. Where the sole requirement for receiving a tax credit in the enabling legislation of any tax credit is an obligatory assessment upon a taxpayer or a monetary contribution to a particular group or entity, the application requirements provided in this section shall apply to the recipient of such assessment or contribution and shall not apply to the assessed nor the contributor.

12. It shall be the duty of each administering agency to provide information to every applicant, at some time prior to authorization of an applicant's tax credit application, wherein the requirements of this section, the annual reporting requirements of section 135.805, and the penalty provisions of section 135.810 are described in detail.

135.805. 1. A recipient of any tax credit program, except domestic and social tax credits, environmental tax credits, or financial and insurance tax credits, shall annually, for a period of three years following the issuance of the tax credits, provide to the administering agency the actual number of jobs created as a result of the tax credits, at the location on the last day of the annual reporting period, separated by part-time permanent and full-time permanent for each month of the preceding twelve month period.

2. A recipient of a community development tax credit shall annually, for a period of three years following issuance of tax credits, provide to the administering agency information confirming the title and location of the corresponding project, the estimated or actual time period for completion of the project, and all geographic areas impacted by the project.

[2.] **3.** A recipient of a redevelopment tax credit shall annually, for a period of three years following issuance of tax credits, provide to the administering agency information confirming whether the property is used for residential, commercial, or governmental purposes, and the projected or actual project cost, labor cost, and date of completion.

[3.] **4.** A recipient of a business recruitment tax credit shall annually, for a period of three years following issuance of tax credits, provide to the administering agency information confirming the category of business by size, the address of the business headquarters and all offices located within this state, the

number of employees at the time of the annual update, an updated estimate of the number of employees projected to increase as a result of the completion of the project, and the estimated or actual project cost.

[4.] **5.** A recipient of a training and educational tax credit shall annually, for a period of three years following issuance of tax credits, provide to the administering agency information confirming the name and address of the educational institution used, the average salary of workers served as of such annual update, the estimated or actual project cost, and the number of employees and number of students served as of such annual update.

[5.] **6.** A recipient of a housing tax credit shall annually, for a period of three years following issuance of tax credits, provide to the administering agency information confirming the address of the property, the fair market value of the property, as defined in subsection 6 of section 135.802, and the projected or actual labor cost and completion date of the project.

[6.] **7.** A recipient of an entrepreneurial tax credit shall annually, for a period of three years following issuance of tax credits, provide to the administering agency information confirming the amount of investment and the names of the project, fund, and research project.

[7.] **8.** A recipient of an agricultural tax credit shall annually, for a period of three years following issuance of tax credits, provide to the administering agency information confirming the type of agricultural commodity, the amount of contribution, the type of equipment purchased, and the name and description of the facility, except that if the agricultural credit is issued as a result of a producer member investing in a new generation processing entity or new generation cooperative then the new generation processing entity or new generation cooperative, and not the recipient, shall annually, for a period of three years following issuance of tax credits, provide to the administering agency information confirming the type of agricultural commodity, the amount of contribution, the type of equipment purchased, and the name and description of the facility.

[8.] **9.** A recipient of an environmental tax credit shall annually, for a period of three years following issuance of tax credits, provide to the administering agency information detailing any change to the type of equipment purchased, if applicable, and any change to any environmental impact statement, if such statement is required by state or federal law.

[9.] **10.** The reporting requirements established in this section shall be due annually on June thirtieth of each year. No person or entity shall be required to make an annual report until at least one year after the credit issuance date.

[10.] **11.** Where the sole requirement for receiving a tax credit in the enabling legislation of any tax credit is an obligatory assessment upon a taxpayer or a monetary contribution to a particular group or entity, the reporting requirements provided in this section shall apply to the recipient of such assessment or contribution and shall not apply to the assessed nor the contributor.

[11.] **12.** Where the enacting statutes of a particular tax credit program or the rules of a particular administering agency require reporting of information that includes the information required in sections 135.802 to 135.810, upon reporting of the required information, the applicant shall be deemed to be in compliance with the requirements of sections 135.802 to 135.810. The administering agency shall notify in writing the department of economic development of the administering agency's status as custodian of any particular tax credit program and that all records pertaining to the program are available at the administering agency's office for review by the department of economic development.

[12.] **13.** The provisions of subsections 1 to 10 of this section shall apply beginning on June 30, 2005.

[13.] **14.** Notwithstanding provisions of law to the contrary, every agency of this state charged with administering a tax credit program authorized under the laws of this state shall make available for public inspection the name of each tax credit recipient and the amount of tax credits issued to each such recipient.

15. The department of economic development shall make all information provided under the provisions of this section available for public inspection on the department's website and the Missouri Accountability Portal.

16. The administering agency of any tax credit program for which reporting requirements are required under the provisions of subsection 1 of this section shall publish guidelines and may promulgate rules to implement the provisions of such subsection. Any rule or portion of a rule, as that term is defined in section 536.010, RSMo, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536, RSMo, and, if applicable, section 536.028, RSMo. This section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2009, shall be invalid and void.

135.821. Provisions of law to the contrary notwithstanding, a statutory fiscal, or calendar, year limitation on the amount of tax credits which may be authorized or issued for any tax credit program may be exceeded by passage and approval of a supplemental appropriation allocating a specific dollar amount of tax credits in excess of such limit. Allocations of tax credits in excess of the statutory limit of a tax credit program, which remain unauthorized at the end of the fiscal year for which the appropriation is made, shall expire on the thirtieth day of June of such fiscal year.

135.903. 1. To qualify as a rural empowerment zone, an area shall meet all the following criteria:

- (1) The area is one of pervasive poverty, unemployment, and general distress;
- (2) At least sixty-five percent of the population has earned income below eighty percent of the median income of all residents within the state according to the last decennial census or other appropriate source as approved by the director;
- (3) The population of the area is at least four hundred but not more than three thousand five hundred at the time of designation as a rural empowerment zone;
- (4) The level of unemployment of persons, according to the most recent data available from the division of employment security or from the United States Bureau of Census and approved by the director, within the area exceeds one and one-half times the average rate of unemployment for the state of Missouri over the previous twelve months, or the percentage of area residents employed on a full-time basis is less than fifty percent of the statewide percentage of residents employed on a full-time basis;
- (5) The area is situated more than ten miles from any existing rural empowerment zone;
- (6) The area is situated in [a county of the third classification without a township form of government and with more than eight thousand nine hundred twenty-five but less than nine thousand twenty-five] **any county with eighteen thousand or fewer** inhabitants; and

(7) The area is not situated in an existing enterprise zone.

2. The governing body of any county in which an area may be designated a rural empowerment zone shall submit to the department an application showing that the area complies with the requirements of subsection 1 of this section. The department shall declare the area a rural empowerment zone if upon investigation the department finds that the area meets the requirements of subsection 1 of this section. If the area is found not to meet the requirements, the governing body shall have the opportunity to submit another application for designation as a rural empowerment zone and the department shall designate the area a rural empowerment zone if upon investigation the department finds that the area meets the requirements of subsection 1 of this section.

3. There shall be no more than [two] **one** rural empowerment [zones] **zone per county** as created under sections 135.900 to 135.906 in existence at any time.”; and

Further amend said bill, Section 144.022, Page 32, Lines 1 to 5 by deleting all of said section from bill; and

Further amend said bill, Section 144.055, Page 33, Lines 7 to 9 by deleting all of said lines and inserting in lieu thereof the following: “**square feet of space.**”; and

Further amend said bill, Sections 253.550 and 253.559, Pages 43 to 47, by striking all of said sections from bill and inserting in lieu thereof the following:

“253.545. As used in sections 253.545 to 253.559, the following terms mean, unless the context requires otherwise:

(1) “Certified historic structure”, a property located in Missouri and listed individually on the National Register of Historic Places;

(2) “**Deed in lieu of foreclosure or voluntary conveyance**”, a transfer of title from a borrower to the lender to satisfy the mortgage debt and avoid foreclosure;

(3) “Eligible property”, property located in Missouri and offered or used for residential or business purposes;

[~~(3)~~] (4) “**Principal**”, a managing partner, general partner, or president of a taxpayer;

(5) “Structure in a certified historic district”, a structure located in Missouri which is certified by the department of natural resources as contributing to the historic significance of a certified historic district listed on the National Register of Historic Places, or a local district that has been certified by the United States Department of the Interior;

(6) “**Taxpayer**”, any person, firm, partnership, trust, estate, or corporation.

253.550. 1. Any [person, firm, partnership, trust, estate, or corporation] **taxpayer** incurring costs and expenses for the rehabilitation of eligible property, which is a certified historic structure or structure in a certified historic district, [shall be entitled to] **may, subject to the limitations provided in subsections 2 and 3 of this section, receive** a credit against the taxes imposed pursuant to chapters 143 and 148, RSMo, except for sections 143.191 to 143.265, RSMo, on [that person or entity] **such taxpayer** in an amount equal to twenty-five percent of the total costs and expenses of rehabilitation incurred after January 1, 1998, which shall include, but not be limited to, qualified rehabilitation expenditures as defined under section 47(c)(2)(A) of the Internal Revenue Code of 1986, as amended, and the related regulations thereunder,

provided the rehabilitation costs associated with rehabilitation and the expenses exceed fifty percent of the total basis in the property and the rehabilitation meets standards consistent with the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources.

2. Beginning with all preliminary applications submitted in fiscal year 2010, for rehabilitations of eligible property with total costs and expenditures of rehabilitation greater than one million dollars, the total amount of tax credits for which the department of economic development shall grant preliminary approval in any fiscal year shall not exceed one hundred fifty million dollars plus any amount of tax credits for which preliminary approval shall be rescinded under the provisions of section 253.559.

3. For all tax credits authorized on or after the thirtieth day following the effective date of this act, no more than two hundred fifty thousand dollars in tax credits may be issued for eligible costs and expenses incurred in the rehabilitation of an eligible property which is offered or used for residential purposes, is a certified historic structure or a structure in a certified historic district, is not an income producing property, and which is occupied by the taxpayer.

4. The limitations on tax credit authorization provided under the provisions of subsections 2 and 3 of this section shall not apply to any taxpayer applying for tax credits, provided under this section, for rehabilitations of eligible property with total costs less than or equal to one million dollars or which, on or before the thirtieth day following the effective date of this act:

(1) Has incurred rehabilitation costs and expenses for an eligible property which exceed the lesser of five percent of the total project costs or one million dollars; or

(2) Has received certification, by the state historic preservation officer, that the rehabilitation plan meets the standards consistent with the standards of the Secretary of the United States Department of the Interior, and the rehabilitation costs and expenses associated with such rehabilitation shall exceed fifty percent of the total basis in the property.

253.559. 1. [To claim the credit authorized pursuant to sections 253.550 to 253.561 of senate bill no. 1 of the second extraordinary session of the eighty-ninth general assembly and section 253.557 of this act, the] **To obtain preliminary approval for tax credits allowed under sections 253.545 to 253.559, a taxpayer shall [apply] submit a preliminary application for tax credits to the department of economic development [which, in consultation with the department of natural resources, shall]. Each preliminary application for approval shall be prioritized for review and approval in the order of the date on which the preliminary application was postmarked, with the oldest postmarked date receiving priority. Preliminary applications postmarked on the same day shall go through a lottery process to determine the order in which such applications shall be reviewed for preliminary approval.**

2. Each preliminary application shall be reviewed by the department of economic development for approval. In order to receive approval, an application shall include:

(a) Proof of ownership or site control. Proof of ownership shall include evidence that the taxpayer is the fee simple owner of the property, such as a warranty deed or a closing statement. If the taxpayer is in the process of acquiring fee simple ownership, proof of site control shall include an executed sales contract or an executed option to purchase the property. If an application is submitted by someone other than the current or pending fee simple owners, the application shall be accompanied by a

written statement from the fee simple owner indicating that they are aware of the application and have no objection to the request for certification;

(b) Floor plans of the existing structure, certified architectural plans, and, where applicable, plans of the proposed alterations to the structure, as well as proposed additions;

(c) The estimated cost of rehabilitation, the anticipated total costs of the project, the actual basis of the property, as shown by proof of actual acquisition costs, the anticipated total labor costs, the estimated project start date, and the estimated project completion date;

(d) Proof that the property qualifies as an eligible property and shall qualify as a certified historic structure or as a structure in a certified historic district; and

(e) Any other information which the department of economic development may reasonably require to review the project for approval.

Only the property for which a property address is provided in the application shall be reviewed for approval. Once selected for review, a taxpayer shall not be permitted to request the review of another property for approval in the place of the property contained in such application. Any disapproved application shall be removed from the review process. If an application is removed from the review process, the department of economic development shall notify the taxpayer in writing of the decision to remove such application. Disapproved applications shall lose priority in the review process. A disapproved application, which is removed from the review process, may be resubmitted, but shall be deemed to be a new submission for purposes of the priority procedures described in this section.

3. If the department of economic development deems the preliminary application sufficient, the taxpayer shall be notified in writing of the preliminary approval for an amount of tax credits equal to the amount provided under section 253.550. Such preliminary approvals shall be granted to applications in the order of priority established under this section and shall require full compliance thereafter with all other requirements of law as a condition to any claim for such credits.

4. Following preliminary approval of an application, the identity of the taxpayer contained in such application shall not be modified except:

(1) The taxpayer may add partners, members, or shareholders as part of the ownership structure, so long as the principal remains the same, provided however, that subsequent to the commencement of renovation and the expenditure of at least ten percent of the proposed rehabilitation budget, removal of the principal for failure to perform duties and the appointment of a new principal thereafter shall not constitute a change of the principal; or

(2) Where the ownership of the project is changed due to a foreclosure, deed in lieu of a foreclosure or voluntary conveyance, or a transfer in bankruptcy.

5. In the event that the department of economic development grants preliminary approval for tax credits equal to the total amount available under subsection 2 of section 253.550, or sufficient that when totaled with all other preliminary approvals, the amount available under subsection 2 of section 253.550 is exhausted, all taxpayers with applications then awaiting preliminary approval or thereafter submitted for preliminary approval shall be notified by the department of economic development that no additional preliminary approvals shall be granted during the fiscal year. Such applications shall be kept on file by the department of economic development and shall be considered for preliminary

approval for tax credits in the order established in this section in the event that additional credits become available due to the rescission of preliminary approvals or when a new fiscal year's allocation of credits becomes available for preliminary approval.

6. All projects receiving preliminary approval, under the provisions of this section, or exempt from the limitations provided under subsections 2 and 3 section 253.550 pursuant to the provisions of subdivision (2) of subsection 4 of section 253.550 shall commence rehabilitation within two years of the date of issuance of the letter from the department of economic development granting the preliminary approval for tax credits. Commencement of rehabilitation shall mean that as of the date in which actual physical work, contemplated by the certified architectural plans submitted with the preliminary application, has begun, the taxpayer has incurred no less than ten percent of the estimated costs of rehabilitation provided in the preliminary application. Taxpayers with preliminary approval of a project shall submit evidence of compliance with the provisions of this subsection. If the department of economic development determines that a taxpayer has failed to comply with the requirements provided under this section, the preliminary approval for the amount of tax credits for such taxpayer shall be rescinded and such amount of tax credits shall then be included in the total amount of tax credits, provided under subsection 2 of section 253.550, from which preliminary approvals may be granted. Any taxpayer whose preliminary approval shall be subject to rescission shall be notified of such from the department of economic development and, upon receipt of such notice, may submit a new preliminary application for the project.

7. To claim the credit authorized under sections 253.550 to 253.559, a taxpayer with preliminary approval shall apply for final approval and issuance of tax credits from the department of economic development which, in consultation with the department of natural resources, shall determine the final amount of eligible rehabilitation costs and expenses and whether the completed rehabilitation meets the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources. For financial institutions credits authorized pursuant to sections 253.550 to 253.561 shall be deemed to be "economic development credits" for purposes of section 148.064, RSMo. The approval of all applications and the issuing of certificates of eligible credits to taxpayers shall be performed by the department of economic development. The department of economic development shall inform a taxpayer of final approval by letter and shall issue, to the taxpayer, tax credit certificates. In no event shall the amount of the tax credit certificates exceed the amount of tax credits provided in the preliminary approval. The tax credit certificates may be issued in the final year that costs and expenses of rehabilitation of the project are incurred, or within the twelve month period immediately following the conclusion of such rehabilitation. The taxpayer shall attach the certificate to all Missouri income tax returns on which the credit is claimed.

[2.] **8.** The department of economic development shall determine, on an annual basis, the overall economic impact to the state from the rehabilitation of eligible property.”; and

Further amend said bill, Section 447.708, Page 59, Line 230 by inserting after all of said line the following:

“620.495. 1. This section shall be known as the “Small Business Incubators Act”.

2. As used in this section, unless the context clearly indicates otherwise, the following words and phrases shall mean:

(1) “Department”, the department of economic development;

(2) “Incubator”, a program in which small units of space may be leased by a tenant and in which management maintains or provides access to business development services for use by tenants or a program without infrastructure in which participants avail themselves of business development services to assist in the growth of their start-up small businesses;

(3) “Local sponsor” or “sponsor”, an organization which enters into a written agreement with the department to establish, operate and administer a small business incubator program or to provide funding to an organization which operates such a program;

(4) “Participant”, a sole proprietorship, business partnership or corporation operating a business for profit through which the owner avails himself or herself of business development services in an incubator program;

(5) “Tenant”, a sole proprietorship, business partnership or corporation operating a business for profit and leasing or otherwise occupying space in an incubator.

3. There is hereby established under the direction of the department a loan, loan guarantee and grant program for the establishment, operation and administration of small business incubators, to be known as the “Small Business Incubator Program”. A local sponsor may submit an application to the department to obtain a loan, loan guarantee or grant to establish an incubator. Each application shall:

(1) Demonstrate that a program exists that can be transformed into an incubator at a specified cost;

(2) Demonstrate the ability to directly provide or arrange for the provision of business development services for tenants and participants of the incubator. These services shall include, but need not be limited to, financial consulting assistance, management and marketing assistance, business education, and physical services;

(3) Demonstrate a potential for sustained use of the incubator program by eligible tenants and participants, through a market study or other means;

(4) Demonstrate the ability to manage and operate the incubator program;

(5) Include such other information as the department may require through its guidelines.

4. The department shall review and accept applications based on the following criteria:

(1) Ability of the local sponsor to carry out the provisions of this section;

(2) Economic impact of the incubator on the community;

(3) Conformance with areawide and local economic development plans, if such exist;

(4) Location of the incubator, in order to encourage geographic distribution of incubators across the state.

5. Loans, loan guarantees and grants shall be administered in the following manner:

(1) Loans awarded or guaranteed and grants awarded shall be used only for the acquisition and leasing of land and existing buildings, the rehabilitation of buildings or other facilities, construction of new facilities, the purchase of equipment and furnishings which are necessary for the creation and operation of the incubator, and business development services including, but not limited to, business management advising and business education;

- (2) Loans, loan guarantees and grants may not exceed fifty percent of total eligible project costs;
- (3) Payment of interest and principal on loans may be deferred at the discretion of the department.

6. A local sponsor, or the organization receiving assistance through the local sponsor, shall have the following responsibilities and duties in establishing and operating an incubator with assistance from the small business incubator program:

- (1) Secure title on a facility for the program or a lease of a facility for the program;
- (2) Manage the physical development of the incubator program, including the provision of common conference or meeting space;
- (3) Furnish and equip the program to provide business services to the tenants and participants;
- (4) Market the program and secure eligible tenants and participants;
- (5) Provide financial consulting, marketing and management assistance services or arrange for the provision of these services for tenants and participants of the incubator, including assistance in accessing private financial markets;
- (6) Set rental and service fees;
- (7) Encourage the sharing of ideas between tenants and participants and otherwise aid the tenants and participants in an innovative manner while they are within the incubator;
- (8) Establish policies and criteria for the acceptance of tenants and participants into the incubator and for the termination of occupancy of tenants so as to maximize the opportunity to succeed for the greatest number of tenants, consistent with those specified in this section.

7. The department:

- (1) May adopt such rules, statements of policy, procedures, forms and guidelines as may be necessary for the implementation of this section;
- (2) May make loans, loan guarantees and grants to local sponsors for incubators;
- (3) Shall ensure that local sponsors receiving loans, loan guarantees or grants meet the conditions of this section;
- (4) Shall receive and evaluate annual reports from local sponsors. Such annual reports shall include, but need not be limited to, a financial statement for the incubator, evidence that all tenants and participants in the program are eligible under the terms of this section, and a list of companies in the incubator.

8. The department of economic development is also hereby authorized to review any previous loans made under this program and, where appropriate in the department's judgment, convert such loans to grant status.

9. On or before January first of each year, the department shall provide a report to the governor, the chief clerk of the house of representatives and the secretary of the senate which shall include, but need not be limited to:

- (1) The number of applications for incubators submitted to the department;
- (2) The number of applications for incubators approved by the department;
- (3) The number of incubators created through the small business incubator program;

(4) The number of tenants and participants engaged in each incubator;

(5) The number of jobs provided by each incubator and tenants and participant of each incubator;

(6) The occupancy rate of each incubator;

(7) The number of firms still operating in the state after leaving incubators and the number of jobs they have provided.

10. There is hereby established in the state treasury a special fund to be known as the “Missouri Small Business Incubators Fund”, which shall consist of all moneys which may be appropriated to it by the general assembly, and also any gifts, contributions, grants or bequests received from federal, private or other sources. Moneys for loans, loan guarantees and grants under the small business incubator program may be obtained from appropriations made by the general assembly from the Missouri small business incubators fund. Any moneys remaining in the Missouri small business incubators fund at the end of any fiscal year shall not lapse to the general revenue fund, as provided in section 33.080, RSMo, but shall remain in the Missouri small business incubators fund.

11. For any taxable year beginning after December 31, 1989, a taxpayer, including any charitable organization which is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, RSMo, shall be entitled to a tax credit against any tax otherwise due under the provisions of chapter 143, RSMo, or chapter 147, RSMo, or chapter 148, RSMo, excluding withholding tax imposed by sections 143.191 to 143.265, RSMo, in the amount of fifty percent of any amount contributed by the taxpayer to the Missouri small business incubators fund during the taxpayer’s tax year or any contribution by the taxpayer to a local sponsor after the local sponsor’s application has been accepted and approved by the department. The tax credit allowed by this subsection shall be claimed by the taxpayer at the time he files his return and shall be applied against the income tax liability imposed by chapter 143, RSMo, or chapter 147, RSMo, or chapter 148, RSMo, after all other credits provided by law have been applied. That portion of earned tax credits which exceeds the taxpayer’s tax liability may be carried forward for up to five years. The aggregate of all tax credits authorized under this section shall not exceed [five hundred thousand] **one million** dollars in any taxable year.

12. Notwithstanding any provision of Missouri law to the contrary, any taxpayer may sell, assign, exchange, convey or otherwise transfer tax credits allowed in subsection 11 of this section under the terms and conditions prescribed in subdivisions (1) and (2) of this subsection. Such taxpayer, hereinafter the assignor for the purpose of this subsection, may sell, assign, exchange or otherwise transfer earned tax credits:

(1) For no less than seventy-five percent of the par value of such credits; and

(2) In an amount not to exceed one hundred percent of annual earned credits.

The taxpayer acquiring earned credits, hereinafter the assignee for the purpose of this subsection, may use the acquired credits to offset up to one hundred percent of the tax liabilities otherwise imposed by chapter 143, RSMo, or chapter 147, RSMo, or chapter 148, RSMo, excluding withholding tax imposed by sections 143.191 to 143.265, RSMo. Unused credits in the hands of the assignee may be carried forward for up to five years. The assignor shall enter into a written agreement with the assignee establishing the terms and conditions of the agreement and shall perfect such transfer by notifying the department of economic development in writing within thirty calendar days following the effective day of the transfer and shall

provide any information as may be required by the department of economic development to administer and carry out the provisions of this section. The director of the department of economic development shall prescribe the method for submitting applications for claiming the tax credit allowed under subsection 11 of this section and shall, if the application is approved, certify to the director of revenue that the taxpayer claiming the credit has satisfied all the requirements specified in this section and is eligible to claim the credit.”; and

Further amend said bill, Section 620.1895, Page 76, Line 22 by deleting the word “**Half**” and inserting in lieu thereof the following: “**An amount approved by the department of economic development not to exceed half**”; and

Further amend said section, Page 77, Line 38 by deleting the phrase “**Up to one hundred**” and inserting in lieu thereof the following:

“**An amount approved by the department of economic development not to exceed fifty**”; and

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

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 377, Sections 99.1082 and 99.1088, Pages 6 to 12 by deleting all of said sections from bill; and

Further amend said bill, Section 99.1090, Page 13, Line 13 by deleting the word “**development**” and inserting in lieu thereof the word “**redevelopment**”; and

Further amend said page, Line 25 by deleting the words “**and state income tax increment**”; and

Further amend said page, Line 34 by deleting the words “**and state income tax increment**”; and

Further amend said bill, Section 99.1092, Page 16, Line 38 by deleting the words “**or income tax withholdings under chapter 143, RSMo,**”; and

Further amend said page, Line 42 by deleting the words, “**withholding or**”; and

Further amend said bill, Section 100.286, Page 19, Lines 90 to 92 by deleting all of said lines and inserting in lieu thereof the following:

“**administration, the director of the department of economic development, and the director of the department of revenue that such**”; and

Further amend said page, Lines 103 to 106 by deleting all of said lines from bill; and

Further amend said bill, Section 100.297, Page 19 to 21, Lines 1 to 52 by deleting all of said section from bill; and

Further amend said bill, Section 100.710, Page 22, Line 54 by deleting the words “**three hundred fifty**” and inserting in lieu thereof the words “**one hundred**”; and

Further amend said bill, Section 100.720 and 100.750, Pages 24 and 25 by deleting all of said sections from bill; and

Further amend said bill, Section 100.770, Page 26, Line 13 by inserting after all of said line the following:

“100.850. 1. The approved company shall remit to the board a job development assessment fee, not

to exceed five percent of the gross wages of each eligible employee whose job was created as a result of the economic development project, or not to exceed ten percent if the economic development project is located within a distressed community as defined in section 135.530, RSMo, for the purpose of retiring bonds which fund the economic development project.

2. Any approved company remitting an assessment as provided in subsection 1 of this section shall make its payroll books and records available to the board at such reasonable times as the board shall request and shall file with the board documentation respecting the assessment as the board may require.

3. Any assessment remitted pursuant to subsection 1 of this section shall cease on the date the bonds are retired.

4. Any approved company which has paid an assessment for debt reduction shall be allowed a tax credit equal to the amount of the assessment. The tax credit may be claimed against taxes otherwise imposed by chapters 143 and 148, RSMo, except withholding taxes imposed under the provisions of sections 143.191 to 143.265, RSMo, which were incurred during the tax period in which the assessment was made.

5. In no event shall the aggregate amount of tax credits authorized by subsection 4 of this section exceed [fifteen] **twenty six** million dollars annually. Of such amount, nine hundred fifty thousand dollars shall be reserved for an approved project for a world headquarters of a business whose primary function is tax return preparation that is located in any home rule city with more than four hundred thousand inhabitants and located in more than one county, which amount reserved shall end in the year of the final maturity of the certificates issued for such approved project.

6. The director of revenue shall issue a refund to the approved company to the extent that the amount of credits allowed in subsection 4 of this section exceeds the amount of the approved company's income tax."; and

Further amend said bill, Section 105.145, Page 27, Line 32 by deleting the words "**five hundred**" and inserting in lieu thereof the following: "**fifty**"; and

Further amend section and page, Line 33 by inserting after all of said line the following:

"108.1000. 1. As used in sections 108.1000 through 108.1020, the following terms mean:

(1) "**Build America bonds**", any bonds designated **build America bonds pursuant to Section 54AA of the Internal Revenue Code of 1986, as amended;**

(2) "**Recovery zone bonds**", any recovery zone economic development bonds or recovery zone facility bonds that are allocated pursuant to Section 1400U-1 of the Internal Revenue Code of 1986, as amended;

(3) "**Department**", the department of economic development;

(4) "**Board**", the Missouri development finance board.

2. The board may at any time issue build America bonds and recovery zone bonds for the purpose of paying any part of the cost of financing any qualifying project or projects, or part thereof, and for the purpose of purchasing any debt related to such project. All bonds issued pursuant to this subsection shall be subject to section 100.275. The board shall have all necessary power to carry out the provisions of sections 108.1000 through 108.1020.

3. Any development agency, as defined in section 100.255, state board, state commission or other

body corporate and politic of the state that is authorized to issue bonds under the constitution and laws of this state shall have the power to designate any such bonds as build America bonds and recovery zone bonds subject to the provisions of law governing the issuance of such bonds. Use of the proceeds of such bonds and the sources of repayment of such bonds shall be as provided in the provisions of law governing such bonds.

4. The issuance of build America bonds or recovery zone bonds may be combined with any other economic development program offered by the state.

5. The board may buy, sell, and broker federal tax credits issued in connection with build America bonds or recovery zone bonds.

108.1010. 1. The department shall allocate recovery zone bonds to counties and large municipalities in accordance with Section 1400U-1 of the Internal Revenue Code of 1986, as amended, and shall provide notice of such allocation to each county and large municipality. A county or large municipality may waive any allocation of recovery zone bonds at any time by giving written notice to the department. Each allocation shall be deemed waived by the county or large municipality on the 60th day following the date notice was provided, except to the extent the county or large municipality has advised the department in writing of its intent to issue recovery zone bonds and the amount and type to be issued. The county or large municipality shall notify the department in writing of the issuance of recovery zone bonds. The county or large municipality shall be deemed to have waived any allocation of recovery zone bonds if such bonds are not issued prior to October 1 of each year.

2. All allocations, or portions of allocations, of recovery zone bonds waived under subsection 1 shall be subject to reallocation solely by the department to any eligible development agency in the state.

3. Any county or large municipality desiring to obtain a reallocation from the department under subsection 2 shall first waive all of its allocation under subsection 1. In the event a county or large municipality elects not to waive all of its allocation under subsection 1, such county or large municipality shall not be eligible for any reallocation by the department under subsection 2.

108.1020. Build America bonds and any recovery zone bonds issued by the state of Missouri or an entity described in section 108.1000.3 and the interest thereon shall be exempt from all taxation by the state of Missouri and its political subdivisions.”; and

Further amend said bill, Section 135.155, Page 27, Lines 1 to 6 by deleting all of said section and inserting in lieu thereof the following:

“135.155. 1. Notwithstanding any provision of the law to the contrary, no revenue-producing enterprise other than headquarters as defined in subsection 10 of section 135.110 shall receive the incentives set forth in sections 135.100 to 135.150 for facilities commencing operations on or after January 1, 2005. No headquarters shall receive the incentives set forth in subsections 9 to 14 of section 135.110 for facilities commencing or expanding operations on or after January 1, 2020.

2. Notwithstanding subsection 9 of section 135.110 to the contrary, expansions at headquarters facilities shall each be considered a separate new business facility and each be entitled to the credits as set forth in subsections 9 to 14 of section 135.110 if the number of new business facility employees attributed to each such expansion is at least twenty-five and the amount of new business facility investment attributed to each such expansion is at least one million dollars. In any year in which a

new business facility is not created, the jobs and investment for that year shall be included in calculating the credits for the most recent new business facility and not an earlier created new business facility.

3. Notwithstanding any provision of law to the contrary, for headquarters, buildings on multiple noncontiguous real properties shall be considered one facility if the buildings are located within the same county or within the same municipality.”; and

Further amend said bill, Section 147.010, Page 34, Line 30 by deleting the word “**ten**” and inserting in lieu thereof the word “**nine**”; and

Further amend said page, Line 31 by deleting the word “**ten**” and inserting in lieu thereof the word “**nine**”; and

Further amend said bill, Section 238.207, Page 37, Line 58 by deleting the words “**and estimated interest charges**”; and

Further amend said bill, Section 238.212, Pages 38 to 39, Lines 1 to 33 by deleting all of said section from bill; and

Further amend said bill, Section 238.235, Page 41, Line 74 by inserting an open bracket “[“ before the word “transportation” and;

Further amend said page, Line 75 by deleting all of said line and inserting in lieu thereof the following: “district] **department of revenue.**”; and

Further amend said page, Line 80 by inserting before the word “**taxes**” the word “**sales**”; and

Further amend said section, Pages 42 and 43, Lines 112 to 137 by striking all of said lines from said bill and inserting in lieu thereof the following:

“5. [All sales taxes collected by the transportation development district shall be deposited by the transportation development district in a special fund to be expended for the purposes authorized in this section. The transportation development district shall keep accurate records of the amount of money which was collected pursuant to this section, and the records shall be open to the inspection of officers of each transportation development district and the general public.] **All sales taxes collected by the director of revenue pursuant to this section on behalf of any transportation development district, less one percent for the cost of collection, which shall be deposited in the state’s general revenue fund after payment of premiums for surety bonds as provided in section 32.087, RSMo, shall be deposited in the state treasury to the credit of the “Transportation Development District Sales Tax Fund”. Moneys in the transportation development district sales tax fund shall not be deemed to be state funds and shall not be commingled with any funds of the state. All interest earned upon the balance in the transportation development district sales tax fund shall be deposited to the credit of the same fund. Any balance in the fund at the end of an appropriation period shall not be transferred to the general revenue fund and the provisions of section 33.080, RSMo, shall not apply to the fund. The director of revenue shall keep accurate records of the amount of money which was collected in each transportation development district imposing a sales tax pursuant to this section, and the records shall be open to the inspection of officers of each transportation development district and the general public. Not later than the tenth day of each month, the director of revenue shall distribute all moneys deposited in such fund during the preceding month to the proper transportation development district.**

6. The director of revenue may authorize the state treasurer to make refunds from the amounts credited to any transportation development district for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such districts. If any transportation development district repeals the tax authorized by this section, the transportation development district shall notify the director of revenue of the action at least ninety days prior to the effective date of the repeal and the director of revenue may order retention, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of such tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of repeal of the tax authorized by this section in such transportation development district, the director of revenue shall remit the balance in the account to the transportation development district and close the account of that transportation development district. The director of revenue shall notify each transportation development district of each instance of any amount refunded or any check redeemed from receipts due the transportation development district.

[6.] 7. (1) No transportation development district imposing a sales tax pursuant to this section may repeal or amend such sales tax unless such repeal or amendment will not impair the district's ability to repay any liabilities which it has incurred, money which it has borrowed or revenue bonds, notes or other obligations which it has issued or which have been issued by the commission or any local transportation authority to finance any project or projects.

(2) Whenever the board of directors of any transportation development district in which a transportation development sales tax has been imposed in the manner provided by this section receives a petition, signed by ten percent of the qualified voters calling for an election to repeal such transportation development sales tax, the board of directors shall, if such repeal will not impair the district's ability to repay any liabilities which it has incurred, money which it has borrowed or revenue bonds, notes or other obligations which it has issued or which have been issued by the commission or any local transportation authority to finance any project or projects, submit to the qualified voters of such transportation development district a proposal to repeal the transportation development sales tax imposed pursuant to the provisions of this section. If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal to repeal the transportation development sales tax, then the resolution imposing the transportation development sales tax, along with any amendments thereto, is repealed. If a majority of the votes cast by the qualified voters voting thereon are opposed to the proposal to repeal the transportation development sales tax, then the ordinance or resolution imposing the transportation development sales tax, along with any amendments thereto, shall remain in effect.”; and

Further amend said bill, Section 620.1039, Pages 59 to 61, Lines 1 to 78 by striking all of said section and inserting in lieu thereof the following:

“620.1039. 1. As used in this section, the term “taxpayer” means an individual, a partnership, or any charitable organization which is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, RSMo, or a corporation as described in section 143.441 or 143.471, RSMo, or section 148.370, RSMo, and the term “qualified research expenses” has the same meaning as prescribed in 26 U.S.C. 41. **The term “taxpayer” shall not include any individual, partnership, or charitable organization which receives tax credits under the provisions of section 620.1041.**

2. For tax years beginning on or after January 1, 2001, the director of the department of economic development may authorize a taxpayer to receive a tax credit against the tax otherwise due pursuant to chapter 143, RSMo, or chapter 148, RSMo, other than the taxes withheld pursuant to sections 143.191 to 143.265, RSMo, in an amount up to [six and one-half] **ten** percent of the [excess] **amount** of the taxpayer's qualified research expenses, as certified by the director of the department of economic development, within this state during the taxable year [over the average of the taxpayer's qualified research expenses within this state over the immediately preceding three taxable years; except that, no tax credit shall be allowed on that portion of the taxpayer's qualified research expenses incurred within this state during the taxable year in which the credit is being claimed, to the extent such expenses exceed two hundred percent of the taxpayer's average qualified research expenses incurred during the immediately preceding three taxable years], **or in the case of qualified research expenses incurred in a distressed community as defined under section 135.530, RSMo, in an amount equal to twenty-five percent of the amount of the qualified research expenses. In order to receive tax credits provided under this section, a taxpayer shall:**

(1) Employ no more than two hundred twenty-five employees, with at least seventy-five percent of such employees based within the state; and

(2) Be engaged on a for-profit basis in the development of medical instruments and devices, medical diagnostics or therapeutics, plant science products, pharmaceutical, or veterinary products with agricultural applications.

3. The director of economic development shall prescribe the manner in which the tax credit may be applied for. The tax credit authorized by this section may be claimed by the taxpayer to offset the tax liability imposed by chapter 143, RSMo, or chapter 148, RSMo, that becomes due in the tax year during which such qualified research expenses were incurred. Where the amount of the credit exceeds the tax liability, the difference between the credit and the tax liability may only be carried forward for the next five succeeding taxable years or until the full credit has been claimed, whichever first occurs. The application for tax credits authorized by the director pursuant to subsection 2 of this section shall be made no later than the end of the taxpayer's tax period immediately following the tax period for which the credits are being claimed.

4. Certificates of tax credit issued pursuant to this section may be transferred, sold or assigned by filing a notarized endorsement thereof with the department which names the transferee and the amount of tax credit transferred. The director of economic development may allow a taxpayer to transfer, sell or assign up to forty percent of the amount of the certificates of tax credit issued to and not claimed by such taxpayer pursuant to this section during any tax year commencing on or after January 1, [1996] **2010**, and ending not later than December 31, [1999] **2016**. Such taxpayer shall file, by December 31, [2001] **2018**, an application with the department which names the transferee, the amount of tax credit desired to be transferred, and a certification that the funds received by the applicant as a result of the transfer, sale or assignment of the tax credit shall be expended within three years at the state university for the sole purpose of conducting research activities agreed upon by the department, the taxpayer and the state university. Failure to expend such funds in the manner prescribed pursuant to this section shall cause the applicant to be subject to the provisions of section 620.017.

5. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536, RSMo. All rulemaking authority delegated prior to June 27, 1997, is of no force and effect and repealed; however, nothing in this section

shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to June 27, 1997, if such rule complied with the provisions of chapter 536, RSMo. The provisions of this section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, including the ability to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule, are subsequently held unconstitutional, then the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void.

6. [The aggregate of all tax credits authorized pursuant to this section shall not exceed nine million seven hundred thousand dollars in any year

7. For all tax years beginning on or after January 1, 2005, no tax credits shall be approved, awarded, or issued to any person or entity claiming any tax credit under this section.] **The total amount of tax credits provided under this section, which may be authorized in fiscal year 2010 and each fiscal year thereafter, shall not exceed three million dollars. No tax credits provided under the provisions of this section shall be authorized after June 30, 2015. The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to issue tax credits authorized prior to June 30, 2015, or a taxpayer's ability to redeem such tax credits.**

7. For fiscal year 2010 and each fiscal year thereafter, no less than two million dollars in tax credits shall be made available for qualified research expenses incurred in a distressed community. No more than five hundred thousand dollars in tax credits shall be issued annually under this section to any taxpayer for qualified research expenses, unless such research expenses are incurred by a taxpayer in a distressed area, in which case no more than one million dollars in tax credits may be issued to such taxpayer annually. No taxpayer shall simultaneously receive tax credits under the provisions of this section and section 620.1041.

8. Authorization for all or a part of the tax credits reserved for expenses incurred in a distressed community, under the provisions of subsection 7 of this section, shall not restrict eligibility of a taxpayer to receive remaining credits for other qualified research expenses incurred in a distressed community.

620.1041. 1. As used in this section, the term "taxpayer" means an individual, a partnership, or any charitable organization which is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143, RSMo, or a corporation as described in section 143.441 or 143.471, RSMo, or section 148.370, RSMo, and the term "qualified research expenses" has the same meaning as prescribed in 26 U.S.C. 41, except that such qualified research expenses shall be limited to those incurred in the research and development of agricultural biotechnology, plant genomics products, diagnostic and therapeutic medical devices, prescription pharmaceuticals consumed by humans or animals, electronic patient health record technology, or qualified research expenses incurred in the research, development or manufacture of power system technology for aerospace, space, defense, alternative energy, alternative energy vehicles, or implantable or wearable medical devices, or qualified research expenses incurred in the research, development, or manufacturing of gears, speed changers, and industrial high speed drivers, utilized in the wind turbine industry. The term "taxpayer" shall not include any individual, partnership, or charitable organization which receives tax credits under the provisions of section 620.1039.

2. For tax years ending after January 1, 2009, the director of the department of economic

development may authorize a taxpayer to receive a tax credit against the tax otherwise due pursuant to chapter 143, RSMo, or chapter 148, RSMo, other than the taxes withheld pursuant to sections 143.191 to 143.265, RSMo, based upon the amount by which the taxpayer's qualified research expenses exceed the average, as certified by the director of the department of economic development, of the taxpayer's qualified research expenses within this state over the immediately preceding three taxable years, as follows:

(1) Three percent of the amount of increase in qualified research expenses paid or incurred during the taxable year which does not exceed two million five hundred thousand dollars;

(2) Five percent of the amount of increase in qualified research expenses paid or incurred during the taxable year which exceeds two million five hundred thousand dollars but does not exceed five million dollars; and

(3) Seven and one-half percent of the amount of increase in qualified research expenses paid or incurred during the taxable year which exceeds five million dollars.

Provisions of this subsection to the contrary notwithstanding, no tax credit shall be allowed on that portion of the taxpayer's qualified research expenses incurred within this state during the taxable year in which the credit is being claimed, to the extent such expenses exceed two hundred percent of the taxpayer's average qualified research expenses incurred during the immediately preceding three taxable years.

3. The director of economic development shall prescribe the manner in which the taxpayer may apply for the tax credit. The tax credit authorized by this section may be claimed by the taxpayer to offset the tax liability imposed by chapter 143, RSMo, or chapter 148, RSMo, that becomes due in the tax year during which such qualified research expenses were incurred; provided that if the return required to be filed pursuant to section 143.511, RSMo, or section 148.050, RSMo, for such tax year has already been filed, the taxpayer may claim the tax credit authorized by this section by claiming the tax credit against the tax liability imposed by chapter 143, RSMo, or chapter 148, RSMo, in the tax year following the tax year in which such qualified research expenses were incurred. Where the amount of the credit exceeds the tax liability, the difference between the credit and the tax liability may only be carried forward for the next five succeeding taxable years after the tax year in which the credit was first claimed or until the full credit has been claimed, whichever first occurs. The application for tax credits authorized by the director pursuant to subsection 2 of this section shall be made no earlier than January first and no later than July first of the calendar year immediately following the calendar year in which the taxpayer's tax period for which the credits are being claimed ended. The director shall act on any such application for tax credits no sooner than August first but no later than August fifteenth of each year for applications filed in that calendar year.

4. Certificates of tax credit issued pursuant to this section may be transferred, sold, or assigned by filing a notarized endorsement thereof with the department which names the transferee and the amount of tax credit transferred. The director of economic development may allow a taxpayer to transfer, sell, or assign up to forty percent of the amount of the certificates of tax credit issued to and not claimed by such taxpayer pursuant to this section during any tax year commencing on or after January 1, 2010, and ending not later than December 31, 2016. Such taxpayer shall file, by December 31, 2018, an application with the department which names the transferee, the amount of tax credit desired to be transferred, and a certification that the funds received by the applicant as a result of the

transfer, sale, or assignment of the tax credit shall be expended within three years at the state university for the sole purpose of conducting research activities agreed upon by the department, the taxpayer, and the state university. Failure to expend such funds in the manner prescribed pursuant to this section shall cause the applicant to be subject to the provisions of section 620.017.

5. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536, RSMo. All rulemaking authority delegated prior to August 28, 2009, is of no force and effect and repealed; however, nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 2009, if such rule complied with the provisions of chapter 536, RSMo. The provisions of this section and chapter 536, RSMo, are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, RSMo, including the ability to review, to delay the effective date, or to disapprove and annul a rule or portion of a rule, are subsequently held unconstitutional, then the purported grant of rulemaking authority and any rule so proposed and contained in the order of rulemaking shall be invalid and void.

6. The total amount of tax credits provided under this section, which may be authorized in fiscal year 2010 and each fiscal year thereafter, shall not exceed seven million dollars. No tax credits provided under this section shall be authorized after June 30, 2015. The provisions of this subsection shall not be construed to limit or in any way impair the department's ability to issue tax credits authorized prior to June 30, 2015, or a taxpayer's ability to redeem such tax credits. In the event that total eligible claims for credits received in a fiscal year exceed the amount of tax credits available for authorization in such fiscal year, as provided under the provisions of this section, each eligible claimant shall be issued credits based upon the following formula: the eligible credits if the amount allocated had not been exceeded multiplied by the ratio of the allocation divided by the total of all eligible claims for credits filed in that fiscal year.

7. No one taxpayer shall be issued more than thirty percent of the aggregate of all tax credits authorized under this section in any calendar year. No taxpayer shall simultaneously receive tax credits under the provisions of this section and section 620.1039.”; and

Further amend said bill, Section 620.1878, Page 62, Lines 22 to 26 by deleting all of said lines and inserting in lieu thereof “(8)”; and renumber subsequent subdivisions accordingly; and

Further amend said page, Lines 29 to 32 by deleting all of said lines and inserting in lieu thereof the following: “which the qualified company offers health insurance and pays at least fifty percent of such insurance premiums;”; and

Further amend said section, Page 63, Lines 68 to 75 by deleting all of said lines and inserting in lieu thereof the following: “(18)”; and renumber subsequent subdivisions accordingly; and

Further amend said bill, Section 620.1881, Page 67, Line 23 by deleting the number “(20)” and inserting in lieu thereof the number “(21)”; and

Further amend said section, Page 68, Line 56, by deleting the number “(34)” and inserting in lieu thereof the number “(35)”; and

Further amend said section, Pages 72 to 73, Lines 191 to 249 by deleting all of said lines and inserting in lieu thereof the following: “after August 30, 2010.”; and

Further amend said section, Page 74, Lines 274 and 275 by deleting all of said lines and inserting in lieu thereof the following: “5. The maximum calendar year annual tax credits issued for the entire program shall not”; and

Further amend said page, Lines 280 and 281 by deleting all of said lines and inserting in lieu thereof the following: “be retained by approved companies under this program.”; and

Further amend said bill, Sections 620.2050 to 620.2077, Pages 88 to 100, by striking all of said sections from bill; and

Further amend said bill, Section B, Page 101, Lines 4 and 5 by deleting all of said lines and inserting in lieu thereof the following: “108.1000, 108.1010, 108.1020, 144.055, 348.273, 348.274, 620.1041, 620.1895 of section A of this act are deemed necessary for the”; and

Further amend said page, Lines 9 and 10 by deleting all of said lines and inserting in lieu thereof the following: “enactment of sections 71.275, 108.1000, 108.1010, 108.1020, 144.055, 348.273, 348.274, 620.1041, 620.1895 of section A of this act shall”; and

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

Emergency clause adopted.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the message sent on Thursday, May 7, 2009 that the House had taken up and passed **SB 61** was incorrect. The message should have read that the House had taken up and passed **SB 161**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has adopted **SS No. 2** for **SCS** for **HB 103**, as amended, and has taken up and passed **SS No. 2** for **SCS** for **HB 103**, as amended.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Shields appointed the following conference committee to act with a like committee from the House on **HCS** for **HB 246**, as amended: Senators Purgason, Goodman, Clemens, Bray and Barnitz.

PRIVILEGED MOTIONS

Senator Scott, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SCS** for **SB 47** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON HOUSE COMMITTEE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 47

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 47, begs leave to report that we, after free and fair discussion of the differences, have

agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 47;
2. The Senate recede from its position on Senate Committee Substitute for Senate Bill No. 47;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 47, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Delbert Scott

/s/ Robert Mayer

/s/ Bill Stouffer

/s/ Ryan McKenna

/s/ Frank A. Barnitz

FOR THE HOUSE:

/s/ Mark Bruns

/s/ Kenny Jones, 117th

/s/ Thomas Flanigan

/s/ Charlie Norr

/s/ Rochelle W. Gray

Senator Scott moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson

Wright-Jones—33

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

On motion of Senator Scott, **CCS** for **HCS** for **SCS** for **SB 47**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 47

An Act to repeal sections 43.060, 57.010, 306.227, and 590.030, RSMo, and to enact in lieu thereof four new sections relating to certain law enforcement personnel.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer

Schmitt Scott Shields Shoemyer Smith Stouffer Vogel Wilson
Wright-Jones—33

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Scott, title to the bill was agreed to.

Senator Scott moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

Senator Pearce, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SCS** for **SB 242**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 242

The Conference Committee appointed on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 242, with House Amendment No. 1 to House Amendment No. 1, House Amendment No. 1 as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Committee Substitute for Senate Bill No. 242, as amended;
2. The Senate recede from its position on Senate Committee Substitute for Senate Bill No. 242;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Committee Substitute for Senate Bill No. 242, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ David Pearce

/s/ Tom Dempsey

/s/ John E. Griesheimer

/s/ Timothy Green

/s/ Frank A. Barnitz

FOR THE HOUSE:

/s/ Tim Jones

/s/ Dwight Scharnhorst

/s/ Allen Icet

/s/ Jeff Roorda

Jason Holsman

Senator Pearce moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer	Schmitt
Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson—31	

NAYS—Senators

McKenna Wright-Jones—2

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

On motion of Senator Pearce, **CCS** for **HCS** for **SCS** for **SB 242**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 242

An Act to repeal section 204.569, RSMo, and to enact in lieu thereof three new sections relating to sewer districts, with an emergency clause for a certain section.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer	Schmitt
Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson—31	

NAYS—Senators

McKenna Wright-Jones—2

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer	Schmitt

Scott Shields Shoemyer Smith Stouffer Vogel Wilson—31

NAYS—Senators

McKenna Wright-Jones—2

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

On motion of Senator Pearce, title to the bill was agreed to.

Senator Pearce moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

Senator Griesheimer assumed the Chair.

Senator Scott, on behalf of the conference committee appointed to act with a like committee from the House on **HCS** for **SB 296**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 296

The Conference Committee appointed on House Committee Substitute for Senate Bill No. 296, with House Amendment No. 1, House Amendment No. 1 to House Amendment No. 2, House Amendment No. 2 as amended, House Amendment Nos. 3, 4, 5, 6, 7, 8, 10, and 11, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on House Committee Substitute for Senate Bill No. 296, as amended;
2. The Senate recede from its position on Senate Bill No. 296;
3. That the attached Conference Committee Substitute for House Committee Substitute for Senate Bill No. 296, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Delbert Scott

/s/ David Pearce

/s/ Jane Cunningham

/s/ Rita Heard Days

/s/ Jeff Smith

FOR THE HOUSE:

/s/ Don Wells

/s/ Jay Wasson

/s/ David Day

/s/ Sue Schoemehl

/s/Curt Dougherty

Senator Scott moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Bray	Callahan	Champion	Clemens	Cunningham	Days	Dempsey	Engler
Goodman	Griesheimer	Justus	Lager	Lembke	Mayer	McKenna	Nodler
Pearce	Rupp	Schaefer	Schmitt	Scott	Shields	Shoemyer	Smith
Stouffer	Vogel	Wilson—27					

NAYS—Senators

Barnitz	Crowell	Green	Purgason	Ridgeway	Wright-Jones—6
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Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

On motion of Senator Scott, **CCS** for **HCS** for **SB 296**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 296

An Act to repeal sections 105.711, 195.070, 195.100, 214.270, 214.280, 214.330, 214.385, 214.387, 324.001, 324.065, 324.068, 324.071, 324.077, 324.080, 324.086, 324.089, 324.139, 324.141, 324.212, 324.247, 324.415, 324.481, 324.487, 328.030, 328.040, 328.050, 328.060, 328.115, 328.140, 328.150, 328.160, 329.180, 329.190, 329.191, 329.200, 329.210, 329.220, 329.230, 329.240, 334.735, 334.850, 337.712, 337.715, 337.718, 337.727, 337.730, 337.733, 338.010, 338.013, 338.057, 338.220, 338.337, 346.015, 346.045, 346.050, 346.070, 346.075, 346.080, 346.090, 346.095, 346.100, 346.105, 346.115, 346.125, and 376.811, RSMo, and to enact in lieu thereof sixty-eight new sections relating to regulation of certain professions, with penalty provisions.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Bray	Callahan	Champion	Clemens	Cunningham	Days	Dempsey	Engler
Goodman	Griesheimer	Justus	Lager	Lembke	Mayer	McKenna	Nodler
Pearce	Ridgeway	Rupp	Schaefer	Schmitt	Scott	Shields	Smith
Stouffer	Vogel	Wilson—27					

NAYS—Senators

Barnitz	Crowell	Green	Purgason	Shoemyer	Wright-Jones—6
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Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Scott, title to the bill was agreed to.

Senator Scott moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

Senator Dempsey, on behalf of the conference committee appointed to act with a like committee from the House on **SB 513**, with **HA 1**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE BILL NO. 513

The Conference Committee appointed on Senate Bill No. 513, with House Amendment No. 1 to House Amendment No. 1 and House Amendment No. 1, as amended, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the House recede from its position on Senate Bill No. 513, as amended;
2. The Senate recede from its position on Senate Bill No. 513;
3. That the attached Conference Committee Substitute for Senate Bill No. 513, be Third Read and Finally Passed.

FOR THE SENATE:

/s/ Tom Dempsey
/s/ John E. Griesheimer
/s/ Scott T. Rupp
/s/ Victor E. Callahan
/s/ Wes Shoemyer

FOR THE HOUSE:

/s/ John Diehl
/s/ Bryan Stevenson
/s/ Stanley Cox
/s/ John Burnett
/s/ Michele Kratky

Senator Dempsey moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson

Wright-Jones—33

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

On motion of Senator Dempsey, **CCS** for **SB 513**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 513

An Act to repeal section 429.609, RSMo, and to enact in lieu thereof two new sections relating to real estate, with an expiration date for a certain section.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Rupp	Schaefer	Schmitt
Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson	Wright-Jones—32

NAYS—Senator Ridgeway—1

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Dempsey, title to the bill was agreed to.

Senator Dempsey moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

Senator Crowell, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 265** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 265

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 265, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 265;
2. That the House recede from its position on House Committee Substitute for House Bill No. 265;
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 265, be Third Read and Finally Passed.

FOR THE HOUSE:

- /s/ Ward Franz
- /s/ James Viebrock
- /s/ Barney Fisher
- /s/ Patricia Yaeger
- /s/ Sue Schoemehl

FOR THE SENATE:

- /s/ Jason Crowell
- /s/ Robert Mayer
- /s/ Jane Cunningham
- /s/ Rita Heard Days
- /s/ Timothy P. Green

Senator Crowell moved that the above conference committee report be adopted.

At the request of Senator Crowell, the above motion was withdrawn, which placed the bill back on the Calendar.

Senator Dempsey assumed the Chair.

Senator Scott, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HB 269**, as amended, moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 269

The Conference Committee appointed on Senate Committee Substitute for House Bill No. 269, with Senate Amendment No. 1 and Senate Amendment No. 2, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Bill No. 269, as amended;
2. That the House recede from its position on House Bill No. 269;
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Bill No. 269, be Third Read and Finally Passed.

FOR THE HOUSE:

- /s/ Mike Parson
- /s/ Michael Talboy
- /s/ Kenny Jones
- /s/ Stanley Cox
- /s/ Don Calloway

FOR THE SENATE:

- /s/ Delbert Scott
- /s/ John E. Griesheimer
- /s/ David Pearce
- /s/ Rita Heard Days
- /s/ Frank A. Barnitz

Senator Scott moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz Bray Callahan Champion Clemens Crowell Cunningham Days

Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson

Wright-Jones—33

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

On motion of Senator Scott, **CCS** for **SCS** for **HB 269**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 269

An Act to repeal sections 301.190, 301.218, 306.410, 430.082, and 700.320, RSMo, and to enact in lieu thereof five new sections relating to certificates of ownership, with penalty provisions.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson

Wright-Jones—33

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Scott, title to the bill was agreed to.

Senator Scott moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

Senator Ridgeway, on behalf of the conference committee appointed to act with a like committee from the House on **SCS** for **HCS** for **HB 397** and **HCS** for **HB 947** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 397
AND
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 947

The Conference Committee appointed on Senate Committee Substitute for House Committee Substitute for House Bill No. 397 & House Committee Substitute for House Bill No. 947, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute for House Committee Substitute for House Bill No. 397 & House Committee Substitute for House Bill No. 947;
2. That the House recede from its positions on House Committee Substitute for House Bill No. 397 and House Committee Substitute for House Bill No. 947;
3. That the attached Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 397 & House Committee Substitute for House Bill No. 947, be Third Read and Finally Passed.

FOR THE HOUSE:

- /s/ Tim Flook
- /s/ James Viebrock
- /s/ Ward Franz
- /s/ Michael Talboy
- /s/ Patricia Yaeger

FOR THE SENATE:

- /s/ Luann Ridgeway
- /s/ Jason Crowell
- /s/ James W. Lembke
- /s/ Victor E. Callahan
- /s/ Robin Wright-Jones

Under the provisions of Senate Rule 91, Senator Wilson was excused from voting on the adoption of the conference committee report, 3rd reading of the bill and the emergency clause.

Senator Ridgeway moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wright-Jones—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Excused from voting—Senator Wilson—1

Vacancies—None

On motion of Senator Ridgeway, **CCS** for **SCS** for **HCS** for **HB 397** and **HCS** for **HB 947**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 397
AND
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 947

An Act to repeal sections 86.200, 86.207, 86.237, 86.257, 86.260, 86.263, 86.270, 86.1170, and 86.1240, RSMo, and to enact in lieu thereof nine new sections relating to police retirement, with an emergency clause for a certain section.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wright-Jones—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Excused from voting—Senator Wilson—1

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wright-Jones—32

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Excused from voting—Senator Wilson—1

Vacancies—None

On motion of Senator Ridgeway, title to the bill was agreed to.

Senator Ridgeway moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Purgason, Chairman of the Committee on Governmental Accountability and Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability and Fiscal Oversight, to which were referred **SCS** for **HB 745**, as amended; **HCS** for **HB 152**; and **HCS** for **HB 62**, with **SCS**, begs leave to report that it has considered the same and recommends that the bills do pass.

President Pro Tem Shields assumed the Chair.

Senator Goodman, Chairman of the Committee on General Laws, submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **HJR 15**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Senator Dempsey assumed the Chair.

HOUSE BILLS ON THIRD READING

Senator Clemens moved that **SCS** for **HB 745**, as amended, be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SCS for **HB 745**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days	Dempsey
Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke	Mayer
McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer	Schmitt
Scott	Shields	Smith	Vogel	Wilson	Wright-Jones—30		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Excused from voting—Senators

Barnitz Shoemyer Stouffer—3

Vacancies—None

The President declared the bill passed.

On motion of Senator Clemens, title to the bill was agreed to.

Senator Clemens moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Purgason moved that the conferees on **HCS** for **HB 246**, as amended, be allowed to exceed the differences in Section 444.770, page 5, line 15 as it relates to commercial sales, which motion prevailed.

Senator Scott moved that the Senate refuse to concur in **HCS** for **SCS** for **SB 216**, as amended, and request the House to recede from its position and take up and pass **SCS** for **SB 216**, which motion prevailed.

Senator Nodler moved that **SCS** for **SB 15**, with **HCS**, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SCS** for **SB 15**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 15

An Act to authorize the conveyance of certain state properties, with an emergency clause.

Was taken up.

Senator Nodler moved that **HCS** for **SCS** for **SB 15** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Griesheimer	Justus	Lager	Lembke	Mayer
McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer	Schmitt
Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson	Wright-Jones—32

NAYS—Senators—None

Absent—Senator Green—1

Absent with leave—Senator Bartle—1

Vacancies—None

On motion of Senator Nodler, **HCS** for **SCS** for **SB 15** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
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Dempsey	Engler	Goodman	Griesheimer	Justus	Lager	Lembke	Mayer
McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer	Schmitt
Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson	Wright-Jones—32

NAYS—Senators—None

Absent—Senator Green—1

Absent with leave—Senator Bartle—1

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Griesheimer	Justus	Lager	Lembke	Mayer
McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer	Schmitt
Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson	Wright-Jones—32

NAYS—Senators—None

Absent—Senator Green—1

Absent with leave—Senator Bartle—1

Vacancies—None

On motion of Senator Nodler, title to the bill was agreed to.

Senator Nodler moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Goodman moved that the Senate refuse to concur in **HCS** for **SCS** for **SBs 36** and **112** and request the House to recede from its position or, failing to do so, grant the Senate a conference thereon, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SB 435** and grants the Senate a conference thereon.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS No. 2** for **HCS** for **HB 148** and has taken

up and passed **CCS** for **SCS No. 2** for **HCS** for **HB 148**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HB 91** and has taken up and passed **CCS** for **SCS** for **HB 91**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HB 395**, as amended, and has taken up and passed **CCS** for **SS** for **SCS** for **HB 395**.

Emergency clause adopted.

REFERRALS

President Pro Tem Shields referred **HCS** for **HB 681**; **HCS** for **HBs 187** and **235**, with **SCS**; **HCS** for **HB 795**, with **SCS**; and **HJR 11** to the Committee on Governmental Accountability and Fiscal Oversight.

President Pro Tem Shields referred **SR 1114** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

CONFERENCE COMMITTEE APPOINTMENTS

President Pro Tem Shields appointed the following conference committee to act with a like committee from the House on **HCS** for **SB 435**: Senators Lembke, Crowell, Stouffer, Shoemyer and McKenna.

On motion of Senator Engler, the Senate recessed until 8:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Dempsey.

RESOLUTIONS

Senator Rupp offered Senate Resolution No. 1140, regarding Edward B. Wallace, Jr., Kansas City, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SCS** for **SB 242**, as amended, and has taken up and passed **CCS** for **HCS** for **SCS** for **SB 242**.

Emergency clause adopted.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SS** for **SB 307**, as amended, and has taken up and passed **CCS** for **HCS** for **SS** for **SB 307**.

Emergency clause adopted.

Bill ordered enrolled.

PRIVILEGED MOTIONS

Senator Griesheimer, on behalf of the conference committee appointed to act with a like committee from the House on **SCS No. 2** for **HCS** for **HB 148** moved that the following conference committee report be taken up, which motion prevailed.

CONFERENCE COMMITTEE REPORT ON
SENATE COMMITTEE SUBSTITUTE NO. 2 FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 148

The Conference Committee appointed on Senate Committee Substitute #2 for House Committee Substitute for House Bill No. 148, begs leave to report that we, after free and fair discussion of the differences, have agreed to recommend and do recommend to the respective bodies as follows:

1. That the Senate recede from its position on Senate Committee Substitute #2 for House Committee Substitute for House Bill No. 148;
2. That the House recede from its position on House Committee Substitute for House Bill No. 148;
3. That the attached Conference Committee Substitute for Senate Committee Substitute #2 for House Committee Substitute for House Bill No. 148, be Third Read and Finally Passed.

FOR THE HOUSE:

/s/ Ward Franz
/s/ Jason R. Brown
/s/ Charlie Denison
/s/ Trent Skaggs
/s/ Jacob Hummel

FOR THE SENATE:

/s/ John E. Griesheimer
/s/ Brad Lager
/s/ Eric S. Schmitt
/s/ Ryan McKenna
/s/ Wes Shoemyer

Senator Griesheimer moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Griesheimer	Justus	Lager	Mayer	McKenna
Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer	Schmitt	Shields
Shoemyer	Smith	Stouffer	Vogel	Wright-Jones—29			

NAYS—Senators—None

Absent—Senators

Green Lembke Scott Wilson—4

Absent with leave—Senator Bartle—1

Vacancies—None

On motion of Senator Griesheimer, **CCS** for **SCS No. 2** for **HCS** for **HB 148**, entitled:

CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE NO. 2 FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 148

An Act to repeal sections 52.290, 52.312, 52.361, 52.370, 54.010, 55.140, 55.190, 67.110, 137.073, 139.031, 139.140, 139.150, 139.210, 139.220, 140.050, 140.070, 140.080, 140.160, and 165.071, RSMo, and to enact in lieu thereof nineteen new sections relating to property taxation.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Griesheimer	Justus	Lager	Lembke	Mayer
McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer	Schmitt
Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson	Wright-Jones—31	

NAYS—Senators—None

Absent—Senators

Green Scott—2

Absent with leave—Senator Bartle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Griesheimer, title to the bill was agreed to.

Senator Griesheimer moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

Senator Wright-Jones moved that **SCS** for **SB 179**, with **HCS**, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SCS** for **SB 179**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 179

An Act to authorize the conveyance of certain state properties, with an emergency clause for certain sections.

Was taken up.

Senator Wright-Jones moved that **HCS** for **SCS** for **SB 179** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson

Wright-Jones—33

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

On motion of Senator Wright-Jones, **HCS for SCS for SB 179** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson

Wright-Jones—33

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson

Wright-Jones—33

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

On motion of Senator Wright-Jones, title to the bill was agreed to.

Senator Wright-Jones moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Shoemyer moved that **SB 196**, with **HCS**, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for SB 196, entitled:

**HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 196**

An Act to repeal section 247.031, RSMo, and to enact in lieu thereof one new section relating to detachment from public water supply districts.

Was taken up.

Senator Shoemyer moved that **HCS for SB 196** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson

Wright-Jones—33

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

On motion of Senator Shoemyer, **HCS for SB 196** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson

Wright-Jones—33

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Shoemyer, title to the bill was agreed to.

Senator Shoemyer moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Mayer moved that **SB 263**, with **HCS**, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SB 263**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 263

An Act to repeal sections 8.001, 8.003, 8.007, 44.105, and 44.227, RSMo, and to enact in lieu thereof five new sections relating to the state commissions.

Was taken up.

Senator Mayer moved that **HCS** for **SB 263** be adopted.

At the request of Senator Mayer, the above motion was withdrawn, which placed the bill back on the Calendar.

Senator Crowell moved that **SCS** for **SB 411**, with **HCS**, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SCS** for **SB 411**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 411

An Act to repeal sections 169.020, 169.040, 169.056, 169.070, 169.073, 169.075, 169.090, 169.130, 169.630, 169.650, 169.655, 169.670, and 169.690, RSMo, and to enact in lieu thereof fifteen new sections relating to public employee retirement systems.

Was taken up.

Senator Crowell moved that **HCS** for **SCS** for **SB 411** be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

On motion of Senator Crowell, **HCS** for **SCS** for **SB 411** was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson

Wright-Jones—33

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Crowell, title to the bill was agreed to.

Senator Crowell moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

Senator Crowell moved that **CCR** on **SCS** for **HCS** for **HB 265** be again taken up, which motion prevailed.

Senator Crowell moved that the above conference committee report be adopted, which motion prevailed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson

Wright-Jones—33

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

On motion of Senator Crowell, **CCS** for **SCS** for **HCS** for **HB 265**, entitled:

**CONFERENCE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 265**

An Act to repeal sections 169.020, 169.040, 169.056, 169.070, 169.073, 169.075, 169.090, 169.130, 169.630, 169.650, 169.655, 169.670, and 169.690, RSMo, and to enact in lieu thereof fourteen new sections relating to teacher and school employee retirement systems.

Was read the 3rd time and passed by the following vote:

YEAS—Senators

Barnitz	Bray	Callahan	Champion	Clemens	Crowell	Cunningham	Days
Dempsey	Engler	Goodman	Green	Griesheimer	Justus	Lager	Lembke
Mayer	McKenna	Nodler	Pearce	Purgason	Ridgeway	Rupp	Schaefer
Schmitt	Scott	Shields	Shoemyer	Smith	Stouffer	Vogel	Wilson

Wright-Jones—33

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Bartle—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Crowell, title to the bill was agreed to.

Senator Crowell moved that the vote by which the bill passed be reconsidered.

Senator Engler moved that motion lay on the table, which motion prevailed.

Senator Schmitt assumed the Chair.

HOUSE BILLS ON THIRD READING

HCS for **HB 580**, with **SCS**, entitled:

An Act to repeal section 287.090, RSMo, and to enact in lieu thereof two new sections relating to compensation for emergency personnel killed in the line of duty, with an emergency clause.

Was taken up by Senator Dempsey.

SCS for **HCS** for **HB 580**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 580

An Act to repeal section 287.090, RSMo, and to enact in lieu thereof two new sections relating to compensation for emergency personnel killed in the line of duty, with an emergency clause.

Was taken up.

Senator Dempsey moved that **SCS** for **HCS** for **HB 580** be adopted.

At the request of Senator Dempsey, **HCS** for **HB 580**, with **SCS** (pending), was placed on the Informal Calendar.

HCS for **HBs 46** and **434**, entitled:

An Act to repeal section 188.027, RSMo, and to enact in lieu thereof six new sections relating to abortion, with penalty provisions.

Was taken up by Senator Mayer.

At the request of Senator Mayer, **HCS** for **HBs 46** and **434** was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SS** for **SCS** for **HB 683**, as amended, and has taken up and passed **CCS** for **SS** for **SCS** for **HB 683**.

Emergency clause adopted.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SB 513**, as amended, and has taken up and passed **CCS** for **SB 513**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **SCS** for **HCS** for **HB 427**, as amended, and has taken up and passed **CCS** for **SCS** for **HCS** for **HB 427**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SB 296**, as amended, and has taken up and passed **CCS** for **HCS** for **SB 296**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted the Conference Committee Report on **HCS** for **SCS** for **SB 47** and has taken up and passed **CCS** for **HCS** for **SCS** for **SB 47**.

Bill ordered enrolled.

On motion of Senator Engler, the Senate adjourned under the rules.

SENATE CALENDAR

SIXTY-NINTH DAY—TUESDAY, MAY 12, 2009

FORMAL CALENDAR

THIRD READING OF SENATE BILLS

SS for SCS for SB 558-Mayer
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 546-Schmitt, et al
SB 545-Schmitt

SB 222-Goodman, with SCS
SB 391-Schaefer, with SCS

HOUSE BILLS ON THIRD READING

- | | |
|--|---|
| 1. HB 65-Wilson (119), et al (Pearce)
(In Fiscal Oversight) | 12. HCS for HBs 187 & 235, with SCS
(Bartle) (In Fiscal Oversight) |
| 2. HCS for HBs 320, 39 & 662 (Mayer)
(In Fiscal Oversight) | 13. HB 170-Cox, et al, with SCS (Stouffer) |
| 3. HB 86-Sutherland (Lager)
(In Fiscal Oversight) | 14. HB 116-Hoskins (Cunningham) |
| 4. HCS for HB 152 (Bartle) | 15. HCS for HB 250, with SCS (Scott) |
| 5. HCS for HB 62, with SCS (Bartle) | 16. HCS for HB 361 (Purgason) |
| 6. HB 734-Ruzicka and Hobbs, with SCS
(Lager) | 17. HCS for HB 795, with SCS (Purgason)
(In Fiscal Oversight) |
| 7. HB 30-Brandom, et al, with SCS
(Goodman) (In Fiscal Oversight) | 18. HB 802-Tracy, et al (Crowell) |
| 8. HCS for HB 228, with SCS (Lembke) | 19. HCS for HB 96, with SCS (Mayer) |
| 9. HCS for HB 883 (Pearce) | 20. HCS for HB 390, with SCS (Rupp) |
| 10. HCS for HB 681 (Pearce)
(In Fiscal Oversight) | 21. HCS for HB 1075, with SCS (Griesheimer) |
| 11. HCS for HB 381 (Green) | 22. HJR 11-McGhee, et al (Scott)
(In Fiscal Oversight) |
| | 23. HJR 37-Cunningham (Goodman) |
| | 24. HJR 15-Chappelle-Nadal, et al |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 7-Griesheimer, with SS (pending)	SB 236-Lembke
SB 18-Bray, et al, with SCS & SS for SCS (pending)	SB 254-Barnitz, with SS (pending)
SB 29-Stouffer	SBs 261, 159, 180 & 181-Bartle and Goodman, with SCS & SS#3 for SCS (pending)
SBs 45, 212, 136, 278, 279, 285 & 288-Pearce and Smith, with SCS & SS#3 for SCS (pending)	SB 264-Mayer
SB 57-Stouffer, with SCS & SA 1 (pending)	SB 267-Mayer and Green, with SA 1 (pending)
SB 72-Stouffer, with SCS	SB 284-Lembke, et al, with SA 1 (pending)
SB 94-Justus, et al, with SCS & SS for SCS (pending)	SB 299-Griesheimer, with SCS & SS for SCS (pending)
SB 174-Griesheimer and Goodman, with SCS, SS#2 for SCS & SA 2 (pending)	SB 321-Days, et al, with SCS (pending)
SCS for SB 189-Shields	SB 364-Clemens and Schaefer
SBs 223 & 226-Goodman and Nodler, with SCS & SA 1 (pending)	SB 409-Stouffer, with SCS (pending)
SB 228-Scott, with SCS, SS for SCS, SA 12, SSA 1 for SA 12 & SA 1 to SSA 1 for SA 12 (pending)	SB 477-Wright-Jones, with SS (pending)
	SB 527-Nodler and Bray
	SB 555-Lager, with SCS, SS for SCS & SA 2 (pending)
	SB 569-Lembke, with SCS
	SB 572-Dempsey and Justus
	SJR 12-Scott, with SCS (pending)

HOUSE BILLS ON THIRD READING

HCS for HBs 46 & 434 (Mayer)	HCS for HB 495, with SCS, SS for SCS, SA 1, SSA 2 for SA 1 & SA 1 to SSA 2 for SA 1 (pending) (Griesheimer)
HCS for HBs 128 & 340, with SA 1 (pending) (Scott)	SS for SCS for HCS for HB 577 (Rupp) (In Fiscal Oversight)
HCS for HB 191, with SCS & SS for SCS (pending) (Griesheimer)	HCS for HB 580, with SCS (pending) (Dempsey)
HB 229-Ervin, with SCS, SS for SCS, SA 8, SSA 1 for SA 8 & SA 1 to SSA 1 for SA 8 (pending) (Dempsey)	HCS for HBs 658 & 706 (Clemens)
HB 258-Jones (89), et al, with SCS & SA 1 (pending) (Rupp)	HB 659-Dusenberg, et al, with SCS & SA 1 (pending) (Bartle)
HB 287-Day, et al, with SS (pending) (Mayer)	HCS for HJR 10, with SS (pending) (Lembke)
HCS for HB 481 (Lembke)	HCS for HJR 32, with SCA 1 & SA 1 to SCA 1 (pending) (Schaefer)
HB 488-Schad, et al, with SCS (pending) (Pearce)	

CONSENT CALENDAR

House Bills

Reported 4/9

HCS for HB 251 (Clemens)	HB 593-Viebrock (Crowell)
HB 210-Deeken (Crowell)	HB 678-Wasson (Goodman)
HB 400-Nasheed, et al (Pearce)	HB 537-Dixon, et al (Wright-Jones)

Reported 4/14

HB 83-Wood, with SCS (Goodman)	HB 698-Zimmerman, et al (Schmitt)
HCS for HB 124 (McKenna)	HCS for HB 895 (Stouffer)
HB 282-Stevenson, et al (Nodler)	HB 918-Kelly (Schaefer)
HB 652-Pratt (Bartle)	HB 919-Ruestman, et al (Goodman)

Reported 4/15

HCS for HB 525 (Schmitt)	HB 859-Dieckhaus, et al (Griesheimer)
HCS for HB 231 (Rupp)	HB 283-Wood, with SCS (Goodman)
HB 826-Brown (149), et al (Lembke)	HCS for HBs 234 & 493 (Shoemyer)
HCS for HB 685 (Goodman)	HB 289-Wallace (Mayer)
HB 811-Wasson (Scott)	HB 373-Wallace, with SCS (Mayer)
HCS for HB 273 (Scott)	HB 490-Schad, et al (Pearce)
HCS for HB 485 (Mayer)	HB 682-Swinger, et al (Mayer)

SENATE BILLS WITH HOUSE AMENDMENTS

SCS for SB 44-Pearce, with HCS	SB 377-Rupp, with HCS, as amended
SCS for SB 71-Stouffer, with HCS, as amended	SB 526-Clemens, with HA 1, HA 2, HA 3 & HA 4
SB 215-Shields, with HCS, as amended	SCS for SB 563-Smith, with HCS
SB 263-Mayer, with HCS	

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

In Conference

SB 171-Griesheimer, with HCS, as amended	SB 435-Lembke, with HCS
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SB 464-Stouffer, with HCS, as amended
 HB 91-Pollock, with SCS (Purgason)
 (House adopted CCR and passed CCS)
 HCS for HB 154, with SS, as amended
 (Shields)
 HCS for HB 246, with SA 1 (Purgason)
 HCS for HB 376-Hobbs, et al, with SS for
 SCS, as amended (Griesheimer)
 HB 395-Nance, et al, with SS for SCS,
 as amended (Stouffer)
 (House adopted CCR and passed CCS)

HCS for HB 427, with SCS, as amended
 (Pearce)
 (House adopted CCR and passed CCS)
 HB 683-Schieffer, et al, with SS for SCS,
 as amended (Stouffer)
 (House adopted CCR and passed CCS)

Requests to Recede or Grant Conference

SCS for SBs 36 & 112-Goodman, with HCS
 (Senate requests House recede
 or grant conference)

SCS for SB 216-Scott, with HCS, as amended
 (Senate requests House
 recede and take up and pass bill)

RESOLUTIONS

Reported from Committee

SR 141-Engler, with point of order (pending)
 SCR 7-Pearce
 SR 207-Lembke and Smith, with SCS & SS
 for SCS (pending)
 SCR 11-Bartle, et al
 SCR 14-Schmitt

SCR 21-Clemens
 SCR 10-Rupp
 SCR 18-Bartle and Rupp
 SCR 23-Schmitt
 HCS for HCR 16 (Cunningham)
 HCS for HCR 4

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