

FIRST REGULAR SESSION

[P E R F E C T E D]

SENATE BILL NO. 182

100TH GENERAL ASSEMBLY

INTRODUCED BY SENATORS CIERPIOT, HOLSMAN, CURLS, ARTHUR, RIZZO AND LUETKEMEYER.

Pre-filed December 17, 2018, and ordered printed.

Read 2nd time January 31, 2019, and referred to the Committee on Economic Development.

Reported from the Committee February 14, 2019, with recommendation that the bill do pass.

Taken up for Perfection February 25, 2019. Bill declared Perfected and Ordered Printed.

ADRIANE D. CROUSE, Secretary.

0792S.01P

AN ACT

To repeal section 135.1670, RSMo, and to enact in lieu thereof one new section relating to incentives for interstate business relocation.

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

Section A. Section 135.1670, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 135.1670, to read as follows:

135.1670. 1. As used in this section, the following terms mean:

2 (1) "Kansas border county", Douglas, Johnson, Miami, or Wyandotte
3 County in Kansas;

4 (2) "Missouri border county", any county with a charter form of
5 government and with more than six hundred thousand but fewer than seven
6 hundred thousand inhabitants, any county of the first classification with more
7 than eighty-three thousand but fewer than ninety-two thousand inhabitants and
8 with a city of the fourth classification with more than four thousand five hundred
9 but fewer than five thousand inhabitants as the county seat, any county of the
10 first classification with more than two hundred thousand but fewer than two
11 hundred sixty thousand inhabitants, or any county of the first classification with
12 more than ninety-two thousand but fewer than one hundred one thousand
13 inhabitants in Missouri.

14 2. If any job that qualifies for a tax credit under sections 100.700 to
15 100.850 or under sections 135.100 to 135.258, for funding under section 620.1023,
16 or for a tax credit or retention of state withholding taxes under sections 620.2000

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

17 to 620.2020, relocates to a Missouri border county from a Kansas border county,
18 no tax credits shall be issued, funding provided, or retention of withholding taxes
19 authorized for such job under such sections.

20 3. If the director of the Missouri department of economic development
21 determines that the state of Kansas has enacted legislation or the governor of
22 Kansas issued an executive order or similar action which prohibits the Kansas
23 Department of Commerce or any other Kansas executive department from
24 providing economic incentives for jobs that are relocated from a Missouri border
25 county to a Kansas border county, then the director shall execute and deliver to
26 the governor, the speaker of the house of representatives, and the president pro
27 tempore of the senate a written certification of such determination. Upon the
28 execution and delivery of such written certification and the parties receiving such
29 certification providing a unanimous written affirmation, the provisions of
30 subsection 2 of this section shall be effective unless otherwise provided in this
31 section. The provisions of subsection 2 of this section shall not apply to
32 incentives reserved on behalf of and awarded to Missouri employers prior to the
33 provisions of subsection 2 of this section taking effect.

34 4. If the director of the Missouri department of economic development
35 determines that the Kansas Department of Commerce or any other Kansas
36 executive department is providing economic incentives for jobs that relocate from
37 a Missouri border county to a Kansas border county, then the director shall
38 execute and deliver to the governor, the speaker of the house of representatives,
39 and the president pro tempore of the senate a written certification of such
40 determination. Upon the execution and delivery of such written certification and
41 the parties receiving such certification providing a unanimous written
42 affirmation, the provisions of subsection 2 of this section shall not be effective
43 until such time as the director determines that the Kansas Department of
44 Commerce or any other Kansas executive department is not providing economic
45 incentives for jobs that relocate from a Missouri border county to a Kansas border
46 county, and the director has executed and delivered to the governor, the speaker
47 of the house of [representative] **representatives**, and the president pro tempore
48 of the senate a written certification of such determination and the parties
49 receiving such certification provide an unanimous written affirmation.

50 5. The director of the Missouri department of economic development shall
51 notify the revisor of statutes of all changes in whether subsection 2 of this section
52 is effective.

53 6. The provisions of this section shall expire August 28, [2016] **2021**,
54 unless at such time the provisions of subsection 2 of this section are in effect. If
55 the provisions of this section do not expire on August 28, [2016] **2021**, the
56 provisions of this section shall expire on August 28, [2020] **2025**.

✓

Unofficial

Bill

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