

SECOND REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR

SENATE BILL NO. 906

96TH GENERAL ASSEMBLY

Reported from the Committee on Financial and Governmental Organizations and Elections, April 12, 2012, with recommendation that the Senate Committee Substitute do pass.

6119S.02C

TERRY L. SPIELER, Secretary.

AN ACT

To amend chapter 620, RSMo, by adding thereto one new section relating to the eligibility of certain taxpayers for programs administered by the department of economic development.

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

Section A. Chapter 620, RSMo, is amended by adding thereto one new section, to be known as section 620.1895, to read as follows:

620.1895. 1. For purposes of this section, the following terms shall mean:

(1) "Benefits", retained withholdings taxes, tax credits, or grants;

(2) "Company", a firm, partnership, joint venture, association, private or public corporation whether organized for profit or not, which provides goods or services under a contract;

(3) "Contract", an agreement entered between a company and the federal government, or any agency thereof, for the provision of goods or services;

(4) "Department", the department of economic development;

(5) "Facility", the building or buildings used by a company to carry out the terms of a contract;

(6) "Same or substantially similar business enterprise", any business activity undertaken pursuant to a contract in which the nature of the products produced or sold, or activities conducted, are similar in character and use or are produced, sold, performed, or conducted in the same or similar manner as the company;

(7) "Taxpayer", a firm, partnership, joint venture, association, private or public corporation whether organized for profit or not;

20 (8) "Withholding taxes", the same meaning as such term is
21 defined under section 620.1878.

22 2. Provisions of law to the contrary notwithstanding, any
23 taxpayer that acquires a facility from a company for such taxpayer's
24 operation of the same or substantially similar business enterprise shall
25 be ineligible for benefits under the business facility tax credit program
26 created pursuant to sections 135.100 to 135.150, the business use
27 incentives for large scale development program created pursuant to
28 sections 100.700 to 100.850, the development tax credit program created
29 pursuant to sections 32.100 to 32.125, the rebuilding communities tax
30 credit program created pursuant to section 135.535, the enhanced
31 enterprise zone tax credit program created pursuant to sections 135.950
32 to 135.970, or the Missouri quality jobs program created pursuant to
33 sections 620.1875 to 620.1890, as administered by the department.

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Bill

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