

CONFERENCE COMMITTEE SUBSTITUTE

FOR

HOUSE COMMITTEE SUBSTITUTE

FOR

SENATE BILL NO. 182

AN ACT

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

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BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI,  
AS FOLLOWS:

1           Section A. Section 135.1670, RSMo, is repealed and one new  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

4           135.1670. 1. As used in this section, the following terms  
5 mean:

6           (1) "Kansas border county", [Douglas,] Johnson, Miami, or  
7 Wyandotte County in Kansas;

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

1 or any county of the first classification with more than  
2 ninety-two thousand but fewer than one hundred one thousand  
3 inhabitants in Missouri.

4 2. If any job that qualifies for a tax credit under  
5 sections 100.700 to 100.850 or under sections 135.100 to 135.258,  
6 for funding under section 620.1023, or for a tax credit or  
7 retention of state withholding taxes under sections 620.2000 to  
8 620.2020, relocates to a Missouri border county from a Kansas  
9 border county, no tax credits shall be issued, funding provided,  
10 or retention of withholding taxes authorized for such job under  
11 such sections.

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

1 taking effect.

2 4. If the director of the Missouri department of economic  
3 development determines that the Kansas Department of Commerce or  
4 any other Kansas executive department is providing economic  
5 incentives for jobs that relocate from a Missouri border county  
6 to a Kansas border county, then the director shall execute and  
7 deliver to the governor, the speaker of the house of  
8 representatives, and the president pro tempore of the senate a  
9 written certification of such determination. Upon the execution  
10 and delivery of such written certification and the parties  
11 receiving such certification providing a unanimous written  
12 affirmation, the provisions of subsection 2 of this section shall  
13 not be effective until such time as the director determines that  
14 the Kansas Department of Commerce or any other Kansas executive  
15 department is not providing economic incentives for jobs that  
16 relocate from a Missouri border county to a Kansas border county,  
17 and the director has executed and delivered to the governor, the  
18 speaker of the house of [representative] representatives, and the  
19 president pro tempore of the senate a written certification of  
20 such determination and the parties receiving such certification  
21 provide an unanimous written affirmation.

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

25 6. The provisions of this section shall expire August 28,  
26 [2016] 2021, unless at such time the provisions of subsection 2  
27 of this section are in effect. If the provisions of this section  
28 do not expire on August 28, [2016] 2021, the provisions of this

1 section shall expire on August 28, [2020] 2025.

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9 Mike Cierpiot

Jeff Coleman (32)