

SENATE BILL NO. 630

103RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR CIERPIOT.

2462S.01H

KRISTINA MARTIN, Secretary

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Section A. Section 135.1670, RSMo, is repealed and one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

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

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

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

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

18 2. If any job that qualifies for a tax credit under
19 sections 100.700 to 100.850 or under sections 135.100 to
20 135.258, for funding under section 620.1023, or for a tax
21 credit or retention of state withholding taxes under
22 sections 620.2000 to 620.2020, relocates to a Missouri
23 border county from a Kansas border county, no tax credits
24 shall be issued, funding provided, or retention of
25 withholding taxes authorized for such job under such
26 sections.

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

46 4. If the director of the Missouri department of
47 economic development determines that the Kansas Department
48 of Commerce or any other Kansas executive department is
49 providing economic incentives for jobs that relocate from a

50 Missouri border county to a Kansas border county, then the
51 director shall execute and deliver to the governor, the
52 speaker of the house of representatives, and the president
53 pro tempore of the senate a written certification of such
54 determination. Upon the execution and delivery of such
55 written certification and the parties receiving such
56 certification providing a unanimous written affirmation, the
57 provisions of subsection 2 of this section shall not be
58 effective until such time as the director determines that
59 the Kansas Department of Commerce or any other Kansas
60 executive department is not providing economic incentives
61 for jobs that relocate from a Missouri border county to a
62 Kansas border county, and the director has executed and
63 delivered to the governor, the speaker of the house of
64 representatives, and the president pro tempore of the senate
65 a written certification of such determination and the
66 parties receiving such certification provide an unanimous
67 written affirmation.

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

71 [6. The provisions of this section shall expire August
72 28, 2021, unless at such time the provisions of subsection 2
73 of this section are in effect. If the provisions of this
74 section do not expire on August 28, 2021, the provisions of
75 this section shall expire on August 28, 2025.]

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