

## MEMORANDUM

**TO:** St. Joseph Area Legislative Partnership

**FROM:** Mark Rhoads and Trent Watson

**RE:** Legislative Report

**DATE:** April 8, 2011

### *In the news...*

- On Thursday, the Missouri Senate passed legislation that would permit Missouri to accept federal funds to extend unemployment benefits with federal monies. The bill had been the subject of a three member filibuster for weeks. The deal that was struck was that the four senators (Lembke, Nieves, Schaaf, Kraus) agreed to sit down after being promised that \$250 million in federal stimulus funds would be cut from the Senate's version of the FY2012 budget and that the state would cut the number of weeks for unemployment benefits toward the backend of the those benefits.
- The Missouri House passed and sent to the Governor a Senate bill that would gradually reduce the corporate franchise tax in Missouri and then repeal it completely in 2016. The bill could mean that, when fully repealed, the state would receive about \$87 million less in general revenue. Only firms and corporations that have \$10 million or more in assets pay the franchise tax.
- In a battle of the redistricting maps, the House passed their version of congressional redistricting this week with an impressive bi-partisan vote. That map virtually draws incumbent Congressman Russ Carnahan (D) out of his St. Louis region district. Meanwhile, the Senate Redistricting Committee voted out a version of the redrawn congressional districts this week that is similar to the House map but differs in several urban and suburban areas. The maps must be reconciled and presented to Governor Jay Nixon for approval.
- Lieutenant Governor Peter Kinder (R) has been the recipient of negative news stories relating to state-paid hotel stays in St. Louis announced this week that he would reimburse the state for \$35,000 for 329 overnight stays in St. Louis.
- This week, the Senate passed legislation that would expand Missouri's no-call list to personal wireless telephone numbers. The bill also would ban text messages and faxes from banned callers who use wireless for solicitation purposes. The bill requires that persons making political calls must include a "paid for by" statement in the call and recorded calls must be preceded by a live person who gets permission to play the recorded message.

### *Floor Action:*

**AEROPTROPOLIS TRADE INCENTIVE AND TAX CREDIT ACT:** This week the House Perfected HCS HB 840, sponsored by Rep. Caleb Jones (R-117). This bill establishes the Aerotropolis Trade Incentive and Tax Credit Act to encourage foreign trade by authorizing the St. Louis City Mayor or the executive officer of certain counties to designate a gateway zone. This bill will establish a hub for international trade routes at the Lambert-St. Louis International

Airport. The bill also includes a variety of business development tax credits and has a fiscal note in the multi-millions of dollars. The bill is now on the House Calendar – House Bills for Third Reading.

**NONRESIDENT ENTERTAINER AND PROFESSIONAL ATHLETE TAX:** HCS HB 470 & 429, sponsored by Rep. Doug Funderburk (R-12), was ordered perfected, third read and sent to the Senate this week. This substitute changes the laws regarding the nonresident entertainer and professional athletic team income tax. In its main provisions, the substitute:

- (1) Exempts a not-for-profit entity that receives no benefit from a nonresident entertainer's appearance other than the entertainer's performance from the withholding requirement of the tax;
- (2) Changes the distribution of the estimated tax revenue collected from the tax for each fiscal year beginning on or after July 1, 2012, to 25% to the St. Louis Convention and Visitors Commission, 25% to the Jackson County Convention and Sports Complex Fund, 30% to the Missouri Arts Council Trust Fund, 5% to historic black universities for sports safety; 5% to the Missouri State Library Networking Fund, 5% to the Missouri Public Television Broadcasting Corporation Special Fund, and 5% to the Missouri Humanities Council Trust Fund;
- (3) Specifies that the provisions of the substitute must not be construed to apply to a person making a presentation for a professional or technical educational purpose or to any presentation that is part of a seminar, conference, convention, school, or similar program format designed to provide professional or technical education;
- (4) Removes the December 31, 2015 expiration date of the provisions regarding the tax; and
- (5) Changes the amount of time from 30 years to as long as the contract or lease is in effect for monthly general revenue transfers of up to \$3 million for each convention and sports complex.

**CORPORATE FRANCHISE TAX:** On April 6, the House truly agreed to and finally passed SCS SB 19 sponsored by Sen. Schmitt (R). This bill caps the Corporate Franchise Tax and phases it out in its entirety by January 1, 2016. Only firms and corporations that have \$10 million or more in assets pay the franchise tax. This measure is now on the Governor's desk.

**OMNIBUS ECONOMIC DEVELOPMENT BILL / TAXATION:** This week the Senate took up for Perfection SCS for SBs 189, 217, 246, 252 & 79. This SCS differs from the introduced version in that it changes the title of the bill to relating to taxation and combines the bill with the following bills:

1. SCS/Senate Bill 217 – Data Storage Centers
2. SCS/Senate Bill 246 – Angel Tax Credits
3. Senate Bill 252 – Qualified Research Tax Credits; and
4. Senate Bill 79 – MOSIRA

This version also lowers the acreage requirements for dormant manufacturing zones contained in the quality jobs act provisions from no less than two hundred and fifty acres to no less than one hundred acres and increases the period of time since the plant engaged in manufacturing activities from six years to three years. Provisions modifying the linked deposit program to allow for low-interest loans for businesses seeking to make energy improvements have been added to the bill. This version also contains provisions which establish the proof of concept business finance program which will be administered by the Missouri Technology Corporation. The provisions of Senate Bill 203 (2011) creating a tax credit to attract sporting events have also been added to this version of the bill. This version incorporates the sales and use tax exemptions provided under the Compete Missouri legislation (Senate Bill 279 (2011)) but limits their availability to information technology centers.

The senate debated this bill for 30 minutes before it was laid over on the Perfection Calendar.

**NUISANCE ORDINANCES IN BUCHANAN COUNTY:** This week the Senate took up for Perfection SS SCS SB 25 sponsored by Sen. Schaaf. This act allows the counties of Buchanan, Andrew, Livingston, and Cass to enact nuisance abatement ordinances. No county, however, may adopt any ordinance, resolution, or regulation governing a railroad company, a telecommunications or wireless company, or other utility companies.

Under this act, any city in which voters have approved fees to recover costs associated with the enforcement of certain property ordinances may issue a special tax bill to recover such costs. A city may provide by ordinance for the discharge of the special tax bill upon a determination that the discharge will result in a public benefit.

Under the current law, no person or corporation may maintain a junkyard within 200 feet of a state or county road unless the junkyard is screened by a fence. A failure to screen such a junkyard from the motoring public is a misdemeanor. This section changes the penalties for junkyard screening violation by making the first violation a Class C misdemeanor and a 2nd or subsequent violation a Class A misdemeanor. In addition to the penalties, the violators shall be ordered to remove the junk or build a fence to screen the junk from the public.

Under current law, the cities of St. Louis and Kansas City may establish administrative adjudication systems to handle parking and other civil municipal code violations. This act allows the city of St. Joseph to establish such a system and adds housing, property maintenance, and nuisance violations to the list of offenses that may be handled through the system. In addition, the cities may issue a special tax bill to collect fines issued for housing, property maintenance, and nuisance code violations.

The senate debated this bill for 30 minutes before it was laid over on the Perfection Calendar.

**TAX INCENTIVES TO ENCOURAGE FOREIGN TRADE:** This week the Senate took up for Perfection SB 390 sponsored by Sen. Schmitt (R-St. Louis). This act establishes the Aerotropolis Trade Incentive and Tax Credit Act, which authorizes the City of St. Louis or any county to designate certain areas as gateway zones. Any such municipality that designates an area as a gateway zone will be required to establish a board of supervisors that will annually levy special assessments on facilities located within the zone which receive benefits provided under the act. Revenues derived from the special assessments will be expended to promote and advertise the gateway zone.

**PUBLIC ADMINSTRATORS:** The House took up and briefly debated then Third Read and Passed – Consent HB 88. HB 88, sponsored by Representative Chuck Gatschenberger, allows a public administrator to file a petition to transfer a case to another county and requires the court to transfer the case if certain requirements are met and the receiving county consents to the transfer. The House voted 146-0. This legislation has been reported to the Senate, Second Read and assigned to the Senate Judiciary Committee.

**MANUFACTURING JOBS ACT:** The House took up and Third Read and Passed- Consent HB 264. HB 264, sponsored by Representative Ray Weter, changes the laws regarding the Manufacturing Jobs Act. The House voted 152-1 with Representative Nick Marshall being the only “No” vote. This legislation has been reported to the Senate, Second Read and has been reported to the Senate Jobs and Economic Development Committee.

**SPORTING EVENT TAX CREDIT:** The House took up and Third Read and Passed HB 336, sponsored by Representative Eric Burlison. HB 336 authorizes an income tax credit for the eligible costs of bringing certain sporting events to Missouri. It was mentioned repeatedly that

with the current budget crisis this is not the time to authorize more tax credits. The House voted 134-24. This legislation has been reported to the Senate and First Read.

**MOSIRA:** The House took up and Third Read and Passed HB 468, sponsored by Representative John Diehl. HCS HB 468 as amended changes the laws regarding economic incentives for job development, retention, and training and establishes the Missouri Science and Innovation Reinvestment Act. Full bill text:

<http://www.house.mo.gov/billtracking/bills111/biltxt/perf/HB0468P.htm>

The House voted 128-28. This legislation has been reported to the Senate and First Read.

**PRIVATE NUISANCE ACTIONS:** This week the Senate brought up for Perfection, SB 278 sponsored by Sen. Munzlinger (R-Lewis). Private nuisance actions based upon an air emission or water or solid waste discharge, other than the placement of nuclear waste, are specifically prohibited, if the emission or discharge was expressly authorized by a statute, regulation, certain licenses or permits, or a court order and the emission or discharge does not violate a term of the statute, regulation, license, permit, or order. However, a person may file suit based on these types of actions, if the emission or discharge produces a result that was unknown or not reasonably foreseeable at the time it was authorized.

This bill was debated for a hour on the Senate Floor before being laid over on the Perfection Calendar.

**FIREFIGHTER POLITICAL ACTIVITIES:** This week the Senate Perfected SS SB 231 sponsored by Sen. Lager (R-Nodaway). This act prohibits a political subdivision from restricting a paid member of a fire department or fire district from supporting or opposing any political party, candidate or petition while off duty and not in uniform.

Later in the week, the Senate attempted to Third Read and pass SS SB 231, but the motion was filibustered.

### *Committee Action*

**SHERIFF REIMBURSEMENT FOR COST OF TRANSPORTATION:** This week the Senate Committee on Judiciary, Civil and Criminal Jurisprudence met in executive session and voted SB 428 sponsored by Sen. Ridgeway (R-Clay) Do Pass. This act allows a sheriff to receive reimbursement for the actual costs of transporting a person to and from a mental health facility from a public or private hospital, a non-profit charitable organization, the state, or a political subdivision.

**RISK COVERAGE FOR POLITICAL SUBDIVISIONS:** This week the Senate Committee on Jobs, Economic Development and Local Government held a hearing on SB 151 sponsored by Sen. Callahan (R-Independence). This act specifies that risk coverages procured by certain political subdivision associations shall not require the solicitation of competitive bids. No one testified in favor or against this bill and the committee took no further action.

**PUBLIC LIBRARY DISTRICTS:** This week the Senate Committee on Jobs, Economic Development and Local Government held a hearing on SB 223 sponsored by Sen. Mayer (R-Stoddard). This act authorizes public library districts, located at least partially within Butler, Ripley, Wayne, Stoddard, New Madrid, Dunklin, or Pemiscot County, to seek voter approval for a sales tax of not more than one half of one cent to fund the operation and maintenance of libraries within the boundaries of such library district. Public library districts are defined as any

city library district, county library district, city-county library district, municipal library district, consolidated library district or urban library district. The act also provides that state appropriations to public library districts will not be affected by voluntary reductions in property tax levies, resulting from the enactment of a district sales tax, provided the proceeds from such sales tax equal or exceed the amount of the reduction in property tax revenue. Testifying in support was the Missouri Library Association. No one testified in opposition and the committee voted SB 223 Do Pass.

**CONSTRUCTION BIDDING STANDARDS:** This week the Senate Committee on Jobs, Economic Development and Local Government met in executive session and voted SCS SB 249 sponsored by Sen. McKenna (D-Jefferson) Do Pass. This act creates the "Political Subdivision Construction Bidding Standards Act". This act does not apply to political subdivisions that have specific state or local competitive bidding requirements that are equivalent to, or stricter than, the ones contained in this act. If a political subdivision is not covered by a specific federal, state, or local law that is equivalent to, or stricter in, its requirements, it shall comply with the advertising and bidding requirements outlined in this act when soliciting bids and awarding contracts that exceed \$25,000.

Bids shall be advertised in the following manner: through publication in a central repository developed by the office of administration, or a private firm under contract with the office, at no cost to the state; on the political subdivision's own website if it has a link to the central repository; in a newspaper of general circulation located in the same county as the political subdivision, or an adjoining county, for a period of once a week for two consecutive weeks; or through publication, at no cost to the public subdivision, in a central repository developed by an organization representing political subdivisions. The political subdivision may, in addition to advertising in the manner described above, also advertise the bids in business, trade, or minority newspapers.

The advertising requirements do not apply when a political subdivision has publicly stated, in writing, that the political subdivision is using a sole source method to award a construction contract because of the unique nature or limited availability of materials, equipment, or skills for the construction project.

The contract must be awarded to the lowest and best bidder, however, the political subdivision may reject any and all bids.

Bidding must comply with the following procedures: no bids may be opened in advance of the advertised deadline; bids must be written and sealed; no bids may be accepted after the advertised deadline; and bids must be held confidentially.

A person who would have bid on a contract had it been advertised also may seek a court order to have the contract rebid, but only within fifteen days of the date the political subdivision opened the bids.

Electronic bidding shall be allowed if it meets the standards of confidentiality. Nothing in this section shall require acceptance of a bid which exceeds the amount estimated by the political subdivision for the contract. Also, political subdivisions may award contracts without competitive bidding when there is an immediate public danger, to prevent loss to property, or to prevent or restore essential public services. Under such circumstances, the political subdivision must produce a written public record documenting the need to contract without competitive bidding.

**CARING FOR MISSOURIANS PROGRAM:** This week the Senate Committee on Education held a hearing on SB 191 sponsored by Sen. Pearce (R-Cass). This act creates the Caring for Missourians Program within the Department of Higher Education for the awarding of grants to eligible Missouri public institutions of higher education. To be eligible for a grant, an institution must offer a nursing program that meets a predetermined category and area of need as established by the Department of Higher Education and the State Board of Nursing. When establishing categories and areas of need, the Department and Board may consider: data from licensure renewal and from the Department of Health and Senior Services; national nursing statistical data and trends for nursing shortages; and reports from the Institute of Medicine or Robert Wood Johnson Foundation. The State Board of Nursing is authorized to provide funding to the program.

Testifying in support were the State Board of Nursing and Southwest Missouri State University. The committee took no further action.

**TIF LEGISLATION:** The Senate Ways and Means and Fiscal Oversight Committee met on Thursday in executive session to discuss SB 155. SB 155, sponsored by Senator Scott Rupp, modifies provisions of Missouri's real property tax increment allocation redevelopment act. A Senate Committee Substitute was offered and adopted which would limit the application of such provision to municipalities located within St. Charles, Jefferson, and St. Louis Counties and prohibit the governing body of such a municipality from approving a tax increment finance project if the tax increment finance commission makes a recommendation in opposition to such project, unless the question is submitted to the voters of the municipality and the question is approved by a two-thirds majority of the voters. The committee voted "do pass" 5-0.

**PUBLIC STATEMENT PROTECTION:** The House Judiciary met on Wednesday for a public hearing on HB 585. HB 585, sponsored by Representative Jeannette Mott Oxford, changes the laws regarding actions against a person for conduct or speech at a public hearing or meeting. Testifying in support was Missouri Bar Association. There was no testimony in opposition and the committee took no action.

**UNIVERSITY OF MISSOURI BOARD OF CURATORS:** The House Higher Education Committee met on Tuesday for a public hearing on HB 494. HB 494, sponsored by Representative Jill Schupp, allows the Governor, with the advice and consent of the Senate to appoint a student to the University of Missouri Board of Curators who will have full voting rights. There was no testimony in support or opposition and the committee took no action.

**SOLID WASTE COLLECTION:** On April 6, the House committee on Local Government held a hearing on HB 918 sponsored by Rep. Solon (R). This requires voter approval of any contract with a single-source provider of residential solid waste collection in cities, towns or villages with more than 10,000 inhabitants. The sponsor explained that when cities enter into single-source contracts they create a monopoly and effectively the government controls more of a person's day-to-day life. The bill is not intended to stop single-source contracts but to give the public a voice on the matter. Testifying in support was Envirostar Waste Service, Flynn's Raytown Disposal Service, and Deffenbaugh Industries. Supporters testified that single-source contracts take away the choice of the consumer. They further stated that single-source contracts impact customer service negatively.

Testifying in opposition was the City of Branson, MARC Solid Waste District, City of Riverside, Waste Cooperation, Sonny Solid Waste, City of Gladstone, Mid America Regional Council, and Allied Waste. Opponents testified that there are already statutes that provide for public input.

When a city decides it wants to go to a single-source contract they currently have to put out a notice two years prior to the contract being enacted and one more year to get input from the public and see if the city likes the service. It was also explained that a city could break up the city into multiple service districts with different providers. Some argued that this bill would just add an expensive step to the current process. There was no further action on the bill.

**COUNTY PROPERTY INVENTORY:** On April 6, the House committee on Local Government held a hearing on SB 145 sponsored by Sen. Dempsey (R). This bill requires the auditor of any county with a charter form of government to take an annual inventory of county property with an original value of \$1,000 or more, rather than \$250. The sponsor explained that this is an older statute and this would be an update to compensate for inflation. There was no testimony on the bill. There was no further action on the bill.

**WATER AND SEWER REPAIRS:** On April 6, the House committee on Local Government held a hearing on HB 889 sponsored by Rep. Gatschenberger (R). This bill authorizes any city, town, village, sewer district, or water supply district to impose, upon voter approval, a fee for the repair or replacement of sewer service lines due to failure. The sponsor explained that this bill would be turned into an omnibus local government bill to be voted on at the next meeting of the committee. There was no testimony on the bill. There was no further action on the bill.

**AGRICULTURAL NUISANCES:** On April 6, the Senate committee on Agriculture, Food Production, and Outdoor Resources held a hearing on HB 209 sponsored by Rep. Guernsey (R). This bill revises the laws regarding private nuisances when it originates from property used for farming, agriculture, crop, or animal production purposes and when a court must visit an alleged affected property. The sponsor explained that this bill is needed to insulate all farmers from multiple lawsuits that left unchecked will continue the deterioration of the farming community in the state.

Testifying in support was JD Howerton & Sons, Missouri Cattleman's Association, Missouri Soybean Association, Missouri Corn Growers Association, Missouri Pork Association, Sullivan County Commission, Missouri Agribusiness Association, Missouri Dairy Association, Missouri Farm Bureau, and a small independent farmer. Supporters testified that current law seriously impairs agriculture production and jeopardizes the future of agriculture in the state due to the ability of plaintiffs to be able to sue multiple times for the same nuisance violation.

Testifying in opposition was DNT Angus, Missouri Rural Crisis Centers, and 20 small farmers. Opponents of the bill testified that this bill is for the benefit of CAFOs and not small farmers. They pointed out that there are already statutes that protect farmers and that this bill would remove any incentive for farmers to be good neighbors.

The committee then went into executive session. A senate committee substitute for HB 209 was adopted which adds language to protect grain and rice producers.

The substitute for HB 209 was voted "do pass" by a vote of 5-1.

**SECOND INJURY FUND:** On April 4, the House Workforce Development and Workplace Safety held a hearing on HCS HB 893 sponsored by Rep. Richardson (R). This bill changes the laws regarding workers' compensation and the Second Injury Fund.

Testifying in support was the Missouri Chamber of Commerce, Missouri Association of Trial Attorneys and the Missouri AFL CIO. American Insurance Association supported the elimination of the second injury fund but took no position on the funding question.

Testifying in opposition was Associated Industries of Missouri, NFIB, Missouri Retailers, Missouri Grocers and Associated Builders and Contractors.

Testifying for informational purposes was the Attorney General's Office and the Missouri Self Insured Association.

The committee took no action.

**FLAT TAX:** On April 7, the House Ways and Means Committee held a hearing on HB 979 sponsored by Rep. Brattin (R). This bill imposes a flat 3.125% individual income tax rate and eliminates certain tax credits. The sponsor noted that this bill would cut the tax rate in half. He noted that this would be a consistent methodology for taxation.

No one testified in support.

Testifying in opposition was Affordable Equity Partners, Missouri Association of Realtors, the Alliance for Investment, Jobs and Preservation, the Missouri Municipal League and the Missouri Insurance Coalition (MIC).

Opponents believed that tax credits should not be eliminated because tax credits like the Historic Preservation, Missouri Quality Jobs and Low Income Housing tax credits help stimulate the economy and increase investment. MIC noted that four programs in the bill are not tax credits but rather a prepayment of taxes or offset of taxes, including premium taxes used for funding certain programs such as the Guarantee Association and the High Risk Pool.

The committee took no action.

**ENHANCED ENTERPRISE ZONES:** On Wednesday, the House Rules Committee met and voted "do pass" HB 357 (Rep. Leara). In general, this bill makes statutory changes pertaining to enterprise zones, tax credits for enhanced business enterprises and new business facilities.

Following is a link to the summary of the legislation:

<http://www.house.mo.gov/content.aspx?info=/bills111/bilsum/commit/sHB357C.htm>

The bill is now placed on the House Perfection Calendar for floor debate.

**DATA STORAGE CENTERS:** On Wednesday, the House Rules Committee met and voted "do pass" HB 366 (Rep. Silvey). This bill authorizes tax incentives for technology business facilities and for data storage centers and server farm facilities. The bill is now placed on the House Perfection Calendar for floor debate.

### **HEARINGS OF INTEREST:**

#### **Senate-Appropriations**

**MONDAY - 04/11/11**

**11:00 AM, SCR 2**

#### **HB 1-13**

Open Items

Language & Flexibility

The Senate Appropriation's office will not provide copies of the budget mark-up open items. The open items will be available to download off of the Senate website on Friday, April 8th at 2:00 p.m. To access the budget notes

go to [www.senate.mo.gov/11info/Comm/aprpwithnotes.htm](http://www.senate.mo.gov/11info/Comm/aprpwithnotes.htm).

Executive session may follow

**Committee Members:** Kurt Schaefer, Chair / Scott Rupp, Vice Chair / Dan Brown / Kiki Curls / Timothy Green / Will Kraus / Jim Lembke / David Pearce / Rob Schaaf

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### **Senate-SC on Redistricting**

**MONDAY - 04/11/11**

**1:30 PM, SCR 1**

HB 193      Diehl      Establishes the basic format for dividing Missouri into eight Congressional districts based on the 2010 census estimates.

Executive session may follow

**Committee Members:** Scott Rupp, Chair / Brad Lager, Vice-Chairman / Victor Callahan / Jason Crowell / Jack Goodman / Brian Munzlinger / David Pearce / Robin Wright-Jones

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### **Senate-Appropriations**

**TUESDAY - 04/12/11**

**8:00 AM, SCR 2**

**HB 1-13**

Open Items

Language & Flexibility

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Executive session may follow

**Committee Members:** Kurt Schaefer, Chair / Scott Rupp, Vice Chair / Dan Brown / Kiki Curls / Timothy Green / Will Kraus / Jim Lembke / David Pearce / Rob Schaaf

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### **House-Higher Education**

**TUESDAY - 04/12/11**

**8:30 AM, HR 6**

Public hearing:

HB 971      Johnson      Establishes the Missouri Jobs for Education Program.

Executive session may be held on any matter referred to the committee.

**Committee Members:** Mike Thomson, Chair / Wayne Wallingford, Vice Chair / Steve Cookson / Scott Dieckhaus / Denny Hoskins / Donna Lichtenegger / Chris Molendorp / Jean Peters-Baker / Tommie Pierson / Todd Richardson / Jill Schupp / Mary Still

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**Senate-General Laws**

**TUESDAY - 04/12/11**

**1:30 PM, SCR 1**

SB 277 Lager Modifies the law with respect to how municipalities and the legal system treats the lawful use of motor vehicles on public roads.

Executive session may follow

**Committee Members:** Jane Cunningham, Chair / Brian Nieves, Vice Chair / Kiki Curls / Chuck Purgason / Ron Richard / Luann Ridgeway / Scott Rupp / Rob Schaaf / Robin Wright-Jones

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**Senate-Appropriations**

**WEDNESDAY - 04/13/11**

**8:00 AM, SCR 2**

**HB 1-13**

Open Items

Language & FLEXibility

The Senate Appropriation's office will not provide copies of the budget mark-up open items. The open items will be available to download off of the Senate website on Friday, April 8th at 2:00 p.m. To access the budget notes go to [www.senate.mo.gov/11info/Comm/aprpwithnotes.htm](http://www.senate.mo.gov/11info/Comm/aprpwithnotes.htm).

Executive session may follow

**Committee Members:** Kurt Schaefer, Chair / Scott Rupp, Vice Chair / Dan Brown / Kiki Curls / Timothy Green / Will Kraus / Jim Lembke / David Pearce / Rob Schaaf

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**Senate-Appropriations**

**THURSDAY - 04/14/11**

**8:00 AM, SCR 2**

**HB 1-13**

Open Items

Language & FLEXibility

The Senate Appropriation's office will not provide copies of the budget mark-up open items. The open items will be available to download off of the Senate website on Friday, April 8th at 2:00 p.m. To access the budget notes go to [www.senate.mo.gov/11info/Comm/aprpwithnotes.htm](http://www.senate.mo.gov/11info/Comm/aprpwithnotes.htm).

Executive session may follow

**Committee Members:** Kurt Schaefer, Chair / Scott Rupp, Vice Chair / Dan Brown / Kiki Curls / Timothy Green / Will Kraus / Jim Lembke / David Pearce / Rob Schaaf

**CALENDAR:**

## **HOUSE JOINT RESOLUTIONS FOR PERFECTION**

- HJR 8 (S) Author: Koenig  
Proposes a constitutional amendment replacing the individual and corporate income tax, corporation and bank franchise taxes, and sales and use tax with a fair sales tax on certain property and services.

## **HOUSE BILLS FOR PERFECTION**

- HB 223 (S) Author: Wallingford  
Establishes the Caring for Missourians Program within the Department of Higher Education to award grants to eligible higher education institutions to address nursing shortages.
- HB 357 Author: Leara  
Changes the laws regarding enhanced enterprise zones.
- HB 366 (S) Author: Silvey  
Authorizes a state and local sales and use tax exemption for data storage centers and server farm facilities.

## **SENATE BILLS FOR PERFECTION**

- SB 88 (S) Author: Schaaf  
Removes an expiration date of August 28, 2011 on state universities being able to convey land without authorization from the General Assembly and requires that such conveyances be done at fair market value.
- SB 387 (S) Author: Wasson  
Allows for release on electronic monitoring for people who can afford to pay the costs associated with the monitoring.

## **HOUSE BILLS ON THIRD READING**

- HB 45 (S) Author: Hoskins-121  
Changes the laws regarding the Big Government Get Off My Back Act and provides an income tax deduction for certain small businesses that create new full-time jobs.
- HB 209 (S) Author: Guernsey  
Revises the laws regarding private nuisances when it originates from property used for farming, agriculture, crop, or animal production purposes and when a court must visit an alleged affected property.

## **INFORMAL CALENDAR**

### **THIRD READING OF SENATE BILLS**

- SB 18 (3) Author: Schmitt  
Places a cap on corporate franchise taxes.
- SB 231 (3) Author: Lager  
Prohibits a political subdivision from restricting a firefighter from engaging in certain political activities.

## **SENATE BILLS FOR PERFECTION**

- SB 1 (S) Author: Ridgeway  
Bars employers from requiring employees to engage in or cease engaging in certain labor practices.

- SB 25 (S) Author: Schaaf  
Modifies and adopts provisions relating to nuisances.
- SB 120 Author: Stouffer  
Modifies various provisions relating to billboards.
- SB 130 (S) Author: Rupp  
Creates the Early High School Graduation Scholarship Program for public high school students who graduate from high school early.
- SB 175 Author: Munzlinger  
Modifies restrictions on the use of organized labor on public contract projects.
- SB 176 Author: Munzlinger  
Modifies Missouri's prevailing wage law.
- SB 189 (S) Author: Schmitt  
Modifies provisions of the Missouri Quality Jobs Act to allow benefits for projects located within dormant manufacturing plant zones.
- SB 200 Author: Crowell  
Modifies the ability of state educational institutions to issue bonds and incur debt.
- SB 203 Author: Schmitt  
Creates a tax credit to attract sporting events to the state.
- SB 278 Author: Munzlinger  
Modifies the laws regarding certain private nuisance actions.
- SB 280 (S) Author: Purgason  
Modifies provisions of Missouri tax credit programs in accordance with recommendations made by the Missouri Tax Credit Review Commission Report.
- SB 291 (S) Author: Pearce  
Modifies provisions relating to charter schools.
- SB 390 Author: Schmitt  
Authorizes tax incentives to encourage foreign trade.

If you would like the full text of a bill or a bill summary, they will be posted at <http://www.moga.state.mo.us/> as they become available. This report was distributed by the St. Joseph Area Chamber of Commerce with support from the City of St. Joseph, Buchanan County, Missouri Western State University, St. Joseph Convention and Visitors Bureau, and Heartland Health.

##END##