

ORIGINAL

HOUSE

SENATE AMENDMENT NO. 181L02.01F



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CW

Offered by Pollock of 146

Amend HCS S Bill No. 207, Page 24, Section 393.107, Line 112,

2 by inserting immediately after said line the following:

3 "620.2300. 1. As used in this section, the following terms
4 shall mean;

5 (1) "Department", the Missouri department of economic
6 development;

7 (2) "Biomass facility", a biomass renewable energy facility
8 or biomass fuel production facility that will not be a major
9 source for air quality permitting purposes;

10 (3) "Commission", the Missouri public service commission;

11 (4) "County average wage", the average wages in each county
12 as determined by the department for the most recently completed
13 full calendar year. However, if the computed county average wage
14 is above the statewide average wage, the statewide average wage
15 shall be deemed the county average wage for such county for the
16 purpose of determining eligibility. The department shall publish
17 the county average wage for each county at least annually.

18 Notwithstanding the provisions of this subdivision to the
19 contrary, for any project that is relocating employees from a
20 Missouri county with a higher county average wage, the company
21 shall obtain the endorsement of the governing body of the
22 community from which jobs are being relocated or the county

1 average wage for their project shall be the county average wage
2 for the county from which the employees are being relocated;

3 (5) "Full-time employee", an employee of the project
4 facility that is scheduled to work an average of at least
5 thirty-five hours per week for a twelve-month period, and one for
6 which the employer offers health insurance and pays at least
7 fifty percent of such insurance premiums;

8 (6) "Major source", the same meaning as is provided under
9 40 C.F.R. 70.2;

10 (7) "New job", the number of full-time employees located at
11 the project facility that exceeds the project facility base
12 employment less any decrease in the number of full-time employees
13 at related facilities below the related facility base employment.
14 An employee that spends less than fifty percent of the employee's
15 work time at the project facility is still considered to be
16 located at a facility if the employee receives his or her
17 directions and control from that facility, is on the facility's
18 payroll, one hundred percent of the employee's income from such
19 employment is Missouri income, and the employee is paid at or
20 above the state average wage;

21 (8) "Park", an area consisting of a parcel or tract of
22 land, or any combination of parcels or contiguous land that meet
23 all of the following requirements:

24 (a) The area consists of at least fifty contiguous acres;

25 (b) The property within the area is subject to remediation
26 under a clean up program supervised by the Missouri department of
27 natural resources or United States environmental protection
28 agency;

29 (c) The area contains a manufacturing facility that is

1 closed, undergoing closure, idle, underutilized, or curtailed and
2 that at one time employed at least two hundred employees;

3 (d) The development plan for the area includes a biomass
4 facility; and

5 (e) Property located within the area will be used for the
6 development of renewable energy and the demonstration of
7 industrial on-site energy generation;

8 (9) "Project", a cleanfields renewable energy demonstration
9 project located within a park that will result in the creation of
10 at least fifty new jobs and the retention of at least fifty
11 existing jobs;

12 (10) "Project application", an application submitted to the
13 department, by an owner of all or a portion of a park, on a form
14 provided by the department, requesting benefits provided under
15 this section;

16 (11) "Project facility", a biomass facility at which the
17 new jobs will be located. A project facility may include
18 separate buildings that are located within fifty miles of each
19 other or within the same county such that their purpose and
20 operations are interrelated;

21 (12) "Project facility base employment", the greater of the
22 number of full-time employees located at the project facility on
23 the date of the project application or for the twelve-month
24 period prior to the date of the project application, the average
25 number of full-time employees located at the project facility.
26 In the event the project facility has not been in operation for a
27 full twelve-month period, the average number of full-time
28 employees for the number of months the project facility has been
29 in operation prior to the date of the project application.

1 2. The owner of a park seeking to establish a project shall
2 submit a project application to the department for certification
3 of such project. The department shall review all project
4 applications received under this section and, in consultation
5 with the department of natural resources, verify satisfaction of
6 the requirements of this section. If the department approves a
7 project application, the department shall forward such
8 application and approval to the commission.

9 3. Notwithstanding provisions of section 393.1030 to the
10 contrary, upon receipt of an application and approval from the
11 department, the commission shall assign double credit to any
12 electric power, renewable energy, renewable energy credits, or
13 any successor credit generated from:

14 (1) Renewable energy resources purchased from the biomass
15 facility located in the park by an electric power supplier;

16 (2) Electric power generated off-site by utilizing biomass
17 fuel sold by the biomass facility located at the park; or

18 (3) Electric power generated off-site by renewable energy
19 resources utilizing storage equipment manufactured at the park
20 that increases the quantity of electricity delivered to the
21 electric power supplier."; and

22 Further amend said bill, page 24, section 386.850
23 line 6, by inserting after all of said line the following:

24 "Section B. Because of the need to ensure the creation of
25 jobs through the utilization of alternative energy sources, the
26 enactment of section 620.2300 of this act is deemed necessary for
27 the immediate preservation of the public health, welfare, peace
28 and safety, and is hereby declared to be an emergency act within
29 the meaning of the constitution, and the enactment of section

1 620.2300 of this act shall be in full force and effect upon its
2 passage and approval."; and

3 Further amend the title and enacting clause accordingly.
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