



MISSOURI HOUSE OF REPRESENTATIVES
WITNESS APPEARANCE FORM

BILL NUMBER: HB 554		DATE: 2/10/2021	
COMMITTEE: Ways and Means			
TESTIFYING: <input checked="" type="checkbox"/> IN SUPPORT OF <input type="checkbox"/> IN OPPOSITION TO <input type="checkbox"/> FOR INFORMATIONAL PURPOSES			
WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: BRIAN GRACE		PHONE NUMBER: 573-230-9599	
REPRESENTING: MISSOURI ECONOMIC DEVELOPMENT COUNCIL		TITLE:	
ADDRESS: 117 MADISON STREET			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65101
EMAIL:	ATTENDANCE:	SUBMIT DATE: 2/10/2021 12:00 AM	
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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: CHRIS MOODY		PHONE NUMBER: 5736803411	
REPRESENTING: MCTA - THE MISSOURI INTERNET AND TELEVISION ASSOCIATION		TITLE: LOBBYIST	
ADDRESS: 217 EAST CAPITOL AVE.			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65101
EMAIL: CMoody@hbstrategies.us	ATTENDANCE: Written		SUBMIT DATE: 2/10/2021 9:51 AM

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My name is Chris Moody and I am a registered lobbyist for MCTA - The Missouri Internet and Television Association. During the last week of the 2020 legislative session, while the Senate was debating internet use tax legislation (Wayfair) legislation on the floor, a bipartisan compromise was worked out that would have reduced the video service franchise fee by half over a period of five years, while also authorizing the collection of internet use tax. These reforms would modernize Missouri's tax policy to ensure a level playing field and put an end to Missouri's tax policies having an impact on the choices consumers make. MCTA is committed to reforming Missouri's tax structure both with respect to video service franchise fees and internet use taxes.



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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: CHUCK PIERCE		PHONE NUMBER: 573-635-2722	
REPRESENTING: ASSOCIATED INDUSTRIES OF MISSOURI, MISSOURI SOCIETY OF CERTIFIED PUBLIC ACCOUNTANTS		TITLE:	
ADDRESS: PO BOX 1073			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65102
EMAIL:	ATTENDANCE:	SUBMIT DATE: 2/10/2021 12:00 AM	
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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: DAVID OVERFELT		PHONE NUMBER: 5736362524	
REPRESENTING: MISSOURI RETAILERS ASSOCIATION; MO GROCERS ASSOCIATION; MO TIRE INDUSTRY ASSOCIATION		TITLE: PRESIDENT	
ADDRESS: PO 1336			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65102
EMAIL: dave@moretailers.com	ATTENDANCE: Written	SUBMIT DATE: 2/9/2021 11:11 AM	
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All state-based sectors of retail implore you to please work through your differences and give us equity with remote Internet retailers that do not employ Missourians or fund our infrastructure, first responders and schools. We have been waiting for decades to be fairly treated. If you have an Internet retail business based in Missouri, you have to collect taxes throughout the nation as well as Missouri while your remote competitors do not have to collect Missouri's use tax and help keep our economy growing. Tire dealers have tremendous costs to maintain a shop while their remote Internet competitor has little cost and does not have to collect the use tax, the tire tax or environmental fees to deal with waste tires. Even grocers are losing business to remote food sellers today. Covid-19 has only made it harder on Missouri based businesses. Please help us compete fairly.



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WITNESS NAME			
BUSINESS/ORGANIZATION:			
WITNESS NAME: DOUGLAS J HARMS		PHONE NUMBER: 314-835-6110	
BUSINESS/ORGANIZATION NAME: CITY OF DES PERES, MISSOURI		TITLE: CITY ADMINISTRATOR	
ADDRESS: 12325 MANCHESTER			
CITY: DES PERES		STATE: MO	ZIP: 63131
EMAIL: dharms@desperesmo.org	ATTENDANCE: Written		SUBMIT DATE: 2/5/2021 2:15 PM
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Support extension of local use tax to out of state vendors in accordance with Wayfair. Sales tax is a primary revenue source for local government that is declining in recent years due in large part to the continuing growth of on-line sales. While consumer spending has been trending toward on-line sales, the pandemic has accelerated that spiral with Des Peres experiencing a nearly 30% decline in sales tax revenues in 2020. At the same time, service demand for police, fire, ems, streets, sanitation services continues unabated. On-line sales are delivered using public streets and the police are involved for on-line fraud and theft. Long term fiscal sustainability requires that we expand our tax structure to capture on-line sales to support local services. In addition, an on-line tax levies the playing field for our local merchants -especially small business who are most impacted by high volume on-line retailers.



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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: JEFF BROOKS		PHONE NUMBER: 314-941-9235	
REPRESENTING: ST. LOUIS ZOO, GREATER ST. LOUIS INC, CITY OF CHESTERFIELD, WALMART INC, CITY OF ST. CHARLES		TITLE:	
ADDRESS:			
CITY:		STATE: MO	ZIP:
EMAIL:	ATTENDANCE:	SUBMIT DATE: 2/10/2021 12:00 AM	
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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: ROSS LIEN		PHONE NUMBER: 201-202-8214	
REPRESENTING: MISSOURI CHAMBER OF COMMERCE		TITLE:	
ADDRESS: 428 EAST CAPITOL AVENUE			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65101
EMAIL:	ATTENDANCE:	SUBMIT DATE: 2/10/2021 12:00 AM	
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Memo to: Representative Wayne Wallingford, chairman **House Committee on**
Ways and Means**From:** Bill Shoehigh, registered lobbyist **Expedia**
Group**Subject:** House Bills 554 and 555**Dear Chairman Wallingford and members of the**
committee:On behalf of Expedia Group I would like to submit for the record this testimony in favor of
House Bills 554 and 555, specific to the section that affects us, which is section 144.752 which
contains the definition of “marketplace facilitator”. This definition is substantially similar to and
consistent with the definition used in the three “Wayfair” bills being heard in the Senate on Thursday:
SB97, SB153, SB248. The definition is also consistent with the NCSL model language and has been
crafted by multiple stakeholders over several years. It contains important exclusions for advertising
and travel agency services when the platform does not collect payment for the marketplace seller, thus
making it impossible to comply with the provisions of the statute.We thank the sponsor for his
willingness over the past several years to work with us to arrive at a workable definition.Thank you.



Memo to: Representative Wayne Wallingford, chairman House Committee on
Ways and MeansFrom: Bill Shoehigh, registered lobbyist Microsoft Corporation
Subject: House Bills 554 and 555Dear Chairman Wallingford and members of the committee:On
behalf of Expedia Group I would like to submit for the record this testimony in favor of House Bills 554
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WITNESS NAME			
BUSINESS/ORGANIZATION:			
WITNESS NAME: AMY BLOUIN		PHONE NUMBER: 314-518-8867	
BUSINESS/ORGANIZATION NAME: MISSOURI BUDGET PROJECT		TITLE: PRESIDENT & CEO	
ADDRESS: 1 CAMPBELL PLAZA, SUITE 101-BUILDING A			
CITY: SAINT LOUIS		STATE: MO	ZIP: 63139
EMAIL: ablouin@mobudget.org	ATTENDANCE: Written		SUBMIT DATE: 2/9/2021 8:33 PM
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TESTIMONY OPPOSING HOUSE BILL 554Amy Blouin, President & CEO Missouri Budget Project 314-518-8867ablouin@mobudget.org The Missouri Budget Project opposes House Bill 554. By implementing the “Wayfair Fix,” allowing the state to capture sales tax for online retail purchases, lawmakers can level the playing field for Missouri’s bricks-and-mortar retailers and their online competitors. However, the bill would reduce the top rate of state income tax by 0.1 points, reducing state general revenue by \$136 million annually when fully implemented, and negating the potential benefit of the Wayfair Fix. Estimating the impact of Wayfair: The Supreme Court ruling in “South Dakota vs. Wayfair” in 2018 allowed the states to compel online retailers to capture and remit sales taxes due for online retail purchases. Nearly every state has taken advantage of the opportunity provided by the Supreme Court ruling, with the exception only of Missouri and Florida. Over time, consumer habits have been shifting toward online retail. The pandemic accelerated this shift, making it more important than ever to close this outdated loophole in Missouri’s tax structure. Many Wayfair proposals presented to the Legislature over the past five years have attempted to divert potential revenue gains to new tax reductions. The failing of those proposals is that they often overestimate the amount of state revenue that Missouri will gain from Wayfair and would result in significant revenue reductions. The uncertainty in estimating Wayfair gains, as demonstrated in the broad range provided in the fiscal note, is understandable. As more states have implemented policies to collect sales tax from remote sellers, many of the online retail giants have already begun to voluntarily capture and remit Missouri’s state sales tax. Amazon, for instance, comprises about 50% of the online retail market and began remitting state sales tax to Missouri in 2017. Because of this, even the most reliable estimates often overstate the impact of the Wayfair Fix on state revenue. The most recent estimate provided by the U.S. Government Accountability Office (GAO), was produced in 2017, at the same time Amazon was just beginning to implement collections in Missouri. As a result, the GAO estimates of revenue gains, as shown below, are likely high compared to what Missouri might expect to collect. State General Revenue (3% rate): \$67.32 million State Earmarked Revenue (1.225% rate): \$27.45 million Local Revenue (3.805% average rate): \$85.23 million TOTAL State and Local (8.03% combined average rate): \$180 million The uncertainty of the state tax collections that would result from the Wayfair Fix, demonstrates the importance of not tying the potential for revenue gains with a certain and ongoing expenditure. Under House Bill 554, the cut to the top rate of income tax would certainly exceed any potential for revenue gains. Instead, we encourage you to consider House Bill 644, which would provide a fiscally responsible path that allows lawmakers to level the playing field for Missouri businesses and support our local communities.



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WITNESS NAME			
INDIVIDUAL:			
WITNESS NAME: ARNIE "HONEST-ABE" DIENOFF-STATE PUBLIC ADVOCATE		PHONE NUMBER:	
BUSINESS/ORGANIZATION NAME:		TITLE:	
ADDRESS:			
CITY:		STATE:	ZIP:
EMAIL: ArnieDienoff@Yahoo.Com		ATTENDANCE: Written	SUBMIT DATE: 2/10/2021 11:22 AM

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I am Opposed to this Bill.This Leads and Opens the door to additional Taxes and Tax Credits



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WITNESS NAME			
BUSINESS/ORGANIZATION:			
WITNESS NAME: GARY JUNGERMANN		PHONE NUMBER: 573-826-0110	
BUSINESS/ORGANIZATION NAME: COUNTY COMMISSIONERS ASSOCIATION		TITLE: PRESIDING COMMISSIONER	
ADDRESS: 1648 EAST ELM			
CITY: JEFFERSON CITY		STATE: MO	ZIP:
EMAIL:	ATTENDANCE:	SUBMIT DATE: 2/10/2021 12:00 AM	

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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: GINGER STEINMETZ		PHONE NUMBER: 5732919518	
REPRESENTING: COUNTY COMMISSIONERS OF MISSOURI		TITLE: PRINCIPAL	
ADDRESS: PO BOX 803			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65102
EMAIL: gsteinmetz@hbstrategies.us	ATTENDANCE: Written		SUBMIT DATE: 2/10/2021 10:53 AM

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County Commissioners Association of Missouri are are supportive of passing Wayfair but are not supportive of having to go back for a vote if have already passed a use tax.



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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: JEREMY LAFAVER		PHONE NUMBER:	
REPRESENTING: MISSOURI BUDGET PROJECT		TITLE:	
ADDRESS: 7200 MADISON AVENUE			
CITY: KANSAS CITY		STATE: MO	ZIP: 64114
EMAIL:	ATTENDANCE:	SUBMIT DATE: 2/10/2021 12:00 AM	
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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: PAT KELLY		PHONE NUMBER: 314-726-4747	
REPRESENTING: MUNICIPAL LEAGUE OF METRO ST. LOUIS		TITLE:	
ADDRESS: 11911 DORSETT ROAD			
CITY: MARYLAND HEIGHTS		STATE: MO	ZIP: 63043
EMAIL:	ATTENDANCE:	SUBMIT DATE: 2/10/2021 12:00 AM	
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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: RICHARD SHEETS		PHONE NUMBER: 573-635-9134	
REPRESENTING: MISSOURI MUNICIPAL LEAGUE		TITLE:	
ADDRESS: 1727 SOUTHRIDGE DRIVE			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65109
EMAIL:	ATTENDANCE:	SUBMIT DATE: 2/10/2021 12:00 AM	
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WITNESS NAME			
BUSINESS/ORGANIZATION:			
WITNESS NAME: STEVE WHITWORTH		PHONE NUMBER: 573-714-4411	
BUSINESS/ORGANIZATION NAME: WHITWORTH's GIFT CHEST JEWELERS		TITLE: PRESIDENT	
ADDRESS: 333 5TH WESTWOOD BOULEVARD, SUITE 21			
CITY: POPLAR BLUFF		STATE: MO	ZIP: 63901
EMAIL:	ATTENDANCE:	SUBMIT DATE: 2/10/2021 12:00 AM	
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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: TRENT WATSON		PHONE NUMBER: 3146060141	
REPRESENTING: MISSOURI ASSOCIATION OF COUNTIES		TITLE:	
ADDRESS: 2930 VALLEY VIEW TERRACE			
CITY: JEFFERSON CITY		STATE: MO	ZIP: 65109
EMAIL: trent@trentwatson.com	ATTENDANCE: In-Person		SUBMIT DATE: 2/9/2021 9:43 PM

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Opposition to having to submit to the voters a second use tax proposal under 144.757



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WITNESS NAME			
INDIVIDUAL:			
WITNESS NAME: ELIAS TSAPELAS		PHONE NUMBER:	
BUSINESS/ORGANIZATION NAME:		TITLE:	
ADDRESS:			
CITY:		STATE:	ZIP:
EMAIL: Elias.Tsapelas@showmeinstitute.org	ATTENDANCE: Written		SUBMIT DATE: 2/10/2021 10:15 AM
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WITNESS NAME			
REGISTERED LOBBYIST:			
WITNESS NAME: TOM DEMPSEY		PHONE NUMBER: 636-288-7461	
REPRESENTING: AMAZON SERVICES		TITLE:	
ADDRESS: 3103 BUCKSKIN PATH			
CITY: ST. CHARLES		STATE: MO	ZIP: 63301
EMAIL:	ATTENDANCE:	SUBMIT DATE: 2/10/2021 12:00 AM	
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