

# JOURNAL OF THE HOUSE

First Extraordinary Session, 94th GENERAL ASSEMBLY

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SIXTH DAY, THURSDAY, AUGUST 30, 2007

The House met pursuant to adjournment.

Speaker Jetton in the Chair.

Prayer by Representative Brian Baker.

Dear Heavenly Father,

We come before You and praise You for the great and awesome God that You are.

We ask that You guide us and direct us in all wisdom and discernment as we do Your work and serve the people.

Be with those who are facing health issues and those who are far from loved ones. Give them courage and a peace that passes all understanding.

We pray this in Jesus' name. Amen.

The Pledge of Allegiance to the flag was recited.

The Journals of the fourth and fifth days were approved as printed.

## MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SCS HCS HB 1**, entitled:

An act to repeal sections 32.105, 99.805, 100.286, 135.460, 135.478, 135.500, 135.545, 135.550, 135.600, 135.630, 135.750, 135.950, 135.963, 135.967, 135.1150, 144.030, 173.196, 173.796, 178.895, 178.896, 348.300, 578.395, 620.495, 620.521, 620.523, 620.527, 620.529, 620.530, 620.537, 620.638, 620.1039, 620.1878, and 620.1881, RSMo, and section 99.820, as truly agreed to and finally passed in senate substitute for house committee substitute for house bill no. 741, ninety-fourth general assembly, first regular session, and to enact in lieu thereof thirty-six new sections relating to fostering business growth through incentives.

With Senate Amendment No. 1 to Senate Amendment No. 4, Senate Amendment No. 4, as amended, Senate Amendment No. 7, Senate Amendment No. 9, Senate Amendment No. 13, Senate Amendment No. 14 and Senate Amendment No. 19.

*Senate Amendment No. 1  
to  
Senate Amendment No. 4*

AMEND Senate Amendment No. 4 to Senate Committee Substitute for House Committee Substitute for House Bill No. 1, Page 1, Line 6, by inserting immediately after the first use of the word "any" the following:

**"delinquent";** and

Further amend Line 15, by inserting immediately after the first use of the word "any" the following:

**"delinquent".**

*Senate Amendment No. 4*

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 1, Page 60, Section 135.967, Line 114, by inserting immediately after "revenue" the following:

**", or any other state department,"**; and

Further amend said section and page, Line 116, by inserting immediately after "taxes," the following:

**"or any fees or assessments levied by any state department";** and

Further amend said section and page, Line 121, by inserting immediately after "insurance", the following:

**", or any other state department,"**; and

Further amend Page 103, Section 620.1881, Line 289, by inserting immediately after "revenue" the following:

**", or any other state department,"**; and

Further amend said section and page, Line 291, by inserting immediately after "taxes," the following:

**"or any fees or assessments levied by any state department";** and

Further amend said page and section, Line 297, by inserting immediately after "insurance", the following:

**", or any other state department,".**

*Senate Amendment No. 7*

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 1, Page 110, Section 620.537, Line 22, by inserting immediately after said line the following:

"Section B. Because immediate action is necessary for the creation of family-supporting jobs for the citizens of Missouri and creating incentives for investment in the state, the repeal and reenactment of sections 620.1878 and 620.1881 and the enactment of section 135.680 of this act are deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and are hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of sections 620.1878 and 620.1881 and the enactment of section 135.680 of this act shall be in full force and effect upon its passage and approval."; and

Further amend the title and enacting clause accordingly.

*Senate Amendment No. 9*

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 1, Page 18, Section 99.1205, Line 126, by inserting at the end of said line the following:

**"The redevelopment agreement shall state that the named developer shall be subject to the provisions of chapter 290, RSMo."**

*Senate Amendment No. 13*

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 1, Page 20, Section 99.1205, Line 212, by inserting at the end of said line, the following:

**"Tax credits authorized under this section shall constitute redevelopment tax credits, as such term is defined under section 135.800 RSMo, and shall be subject to all provisions applicable to redevelopment tax credits provided under sections 135.800 to 135.830 RSMo."**

*Senate Amendment No. 14*

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 1, Page 15, Section 99.1205, Line 6, by inserting immediately after "fees," the following:

**"reasonable";** and

Further amend said line, by inserting immediately after "and" the following:

**"reasonable".**

*Senate Amendment No. 19*

AMEND Senate Committee Substitute for House Committee Substitute for House Bill No. 1, Page 1, In the Title, Line 6, by inserting after "RSMo," the following:

"section 99.820 as truly agreed to and finally passed in conference committee substitute no. 2 for house substitute for house committee substitute for senate committee substitute for senate bill no. 11, ninety-second general assembly, first regular session,"; and

Further amend said bill and page, Section A, Line 5, by inserting after "RSMo," the following:

"section 99.820 as truly agreed to and finally passed in conference committee substitute no. 2 for house substitute for house committee substitute for senate committee substitute for senate bill no. 11, ninety-second general assembly, first regular session,"; and

Further amend said bill, Pages 9 to 14, Section 99.820, by striking all of said section and inserting in lieu thereof the following:

"99.820. 1. A municipality may:

(1) By ordinance introduced in the governing body of the municipality within fourteen to ninety days from the completion of the hearing required in section 99.825, approve redevelopment plans and redevelopment projects, and designate redevelopment project areas pursuant to the notice and hearing requirements of sections 99.800 to 99.865. No redevelopment project shall be approved unless a redevelopment plan has been approved and a redevelopment area has been designated prior to or concurrently with the approval of such redevelopment project and the area selected for the redevelopment project shall include only those parcels of real property and improvements thereon directly and substantially benefited by the proposed redevelopment project improvements;

(2) Make and enter into all contracts necessary or incidental to the implementation and furtherance of its redevelopment plan or project;

(3) Pursuant to a redevelopment plan, subject to any constitutional limitations, acquire by purchase, donation, lease or, as part of a redevelopment project, eminent domain, own, convey, lease, mortgage, or dispose of, land and other property, real or personal, or rights or interests therein, and grant or acquire licenses, easements and options with respect thereto, all in the manner and at such price the municipality or the commission determines is reasonably necessary to achieve the objectives of the redevelopment plan. No conveyance, lease, mortgage, disposition of land or other property, acquired by the municipality, or agreement relating to the development of the property shall be made except upon the adoption of an ordinance by the governing body of the municipality. Each municipality or its commission shall establish written procedures relating to bids and proposals for implementation of the redevelopment projects. Furthermore, no conveyance, lease, mortgage, or other disposition of land or agreement relating to the development of property shall be made without making public disclosure of the terms of the disposition and all bids and proposals made in response to the municipality's request. Such procedures for obtaining such bids and proposals shall provide reasonable opportunity for any person to submit alternative proposals or bids;

(4) Within a redevelopment area, clear any area by demolition or removal of existing buildings and structures;

(5) Within a redevelopment area, renovate, rehabilitate, or construct any structure or building;

(6) Install, repair, construct, reconstruct, or relocate streets, utilities, and site improvements essential to the preparation of the redevelopment area for use in accordance with a redevelopment plan;

(7) Within a redevelopment area, fix, charge, and collect fees, rents, and other charges for the use of any building or property owned or leased by it or any part thereof, or facility therein;

(8) Accept grants, guarantees, and donations of property, labor, or other things of value from a public or private source for use within a redevelopment area;

(9) Acquire and construct public facilities within a redevelopment area;

(10) Incur redevelopment costs and issue obligations;

(11) Make payment in lieu of taxes, or a portion thereof, to taxing districts;

(12) Disburse surplus funds from the special allocation fund to taxing districts as follows:

(a) Such surplus payments in lieu of taxes shall be distributed to taxing districts within the redevelopment area which impose ad valorem taxes on a basis that is proportional to the current collections of revenue which each taxing district receives from real property in the redevelopment area;

(b) Surplus economic activity taxes shall be distributed to taxing districts in the redevelopment area which impose economic activity taxes, on a basis that is proportional to the amount of such economic activity taxes the taxing district would have received from the redevelopment area had tax increment financing not been adopted;

(c) Surplus revenues, other than payments in lieu of taxes and economic activity taxes, deposited in the special allocation fund, shall be distributed on a basis that is proportional to the total receipt of such other revenues in such account in the year prior to disbursement;

(13) If any member of the governing body of the municipality, a member of a commission established pursuant to subsection 2 of this section, or an employee or consultant of the municipality, involved in the planning and preparation of a redevelopment plan, or redevelopment project for a redevelopment area or proposed redevelopment area, owns or controls an interest, direct or indirect, in any property included in any redevelopment area, or proposed redevelopment area, which property is designated to be acquired or improved pursuant to a redevelopment project, he or she shall disclose the same in writing to the clerk of the municipality, and shall also so disclose the dates, terms, and conditions of any disposition of any such interest, which disclosures shall be acknowledged by the governing body of the municipality and entered upon the minutes books of the governing body of the municipality. If an individual holds such an interest, then that individual shall refrain from any further official involvement in regard to such redevelopment plan, redevelopment project or redevelopment area, from voting on any matter pertaining to such redevelopment plan, redevelopment project or redevelopment area, or communicating with other members concerning any matter pertaining to that redevelopment plan, redevelopment project or redevelopment area. Furthermore, no such member or employee shall acquire any interest, direct or indirect, in any property in a redevelopment area or proposed redevelopment area after either (a) such individual obtains knowledge of such plan or project, or (b) first public notice of such plan, project or area pursuant to section 99.830, whichever first occurs;

(14) Charge as a redevelopment cost the reasonable costs incurred by its clerk or other official in administering the redevelopment project. The charge for the clerk's or other official's costs shall be determined by the municipality based on a recommendation from the commission, created pursuant to this section.

2. Prior to adoption of an ordinance approving the designation of a redevelopment area or approving a redevelopment plan or redevelopment project, the municipality shall create a commission of nine persons if the municipality is a county or a city not within a county and not a first class county with a charter form of government with a population in excess of nine hundred thousand, and eleven persons if the municipality is not a county and not in a first class county with a charter form of government having a population of more than nine hundred thousand, and twelve

persons if the municipality is located in or is a first class county with a charter form of government having a population of more than nine hundred thousand, to be appointed as follows:

(1) In all municipalities two members shall be appointed by the school boards whose districts are included within the redevelopment plan or redevelopment area. Such members shall be appointed in any manner agreed upon by the affected districts;

(2) In all municipalities one member shall be appointed, in any manner agreed upon by the affected districts, to represent all other districts levying ad valorem taxes within the area selected for a redevelopment project or the redevelopment area, excluding representatives of the governing body of the municipality;

(3) In all municipalities six members shall be appointed by the chief elected officer of the municipality, with the consent of the majority of the governing body of the municipality;

(4) In all municipalities which are not counties and not in a first class county with a charter form of government having a population in excess of nine hundred thousand, two members shall be appointed by the county of such municipality in the same manner as members are appointed in subdivision (3) of this subsection;

(5) In a municipality which is a county with a charter form of government having a population in excess of nine hundred thousand, three members shall be appointed by the cities in the county which have tax increment financing districts in a manner in which the cities shall agree;

(6) In a municipality which is located in the first class county with a charter form of government having a population in excess of nine hundred thousand, three members shall be appointed by the county of such municipality in the same manner as members are appointed in subdivision (3) of this subsection;

**(7) Effective January 1, 2008, in a municipality which is in a county under the authority of the East-West Gateway Council of Governments, except any municipality in any county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, the municipality shall create a commission in the same manner as the commission for any county with a charter form of government and with more than one million inhabitants, such commission shall have twelve members with two such members appointed by the school boards whose districts are included in the county in a manner in which such school boards agree, with one such member to represent all other districts levying ad valorem taxes in a manner in which all such districts agree, six such members appointed either by the county executive or county commissioner, and three such members appointed by the cities in the county which have tax increment financing districts in a manner in which the cities shall agree;**

**(8) Effective January 1, 2008, when any city, town, or village under the authority of the East-West Gateway Council of Governments, except any municipality in any county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, desires to implement a tax increment financing project, such city, town, or village shall first obtain the permission of the county tax increment financing commission created in this subsection within which the city, town, or village is located. In the event such commission votes in opposition to the redevelopment project, such redevelopment project shall not be approved unless at least two-thirds of the governing body of the city, town, or village votes to approve such project;**

(9) At the option of the members appointed by the municipality, the members who are appointed by the school boards and other taxing districts may serve on the commission for a term to coincide with the length of time a redevelopment project, redevelopment plan or designation of a redevelopment area is considered for approval by the commission, or for a definite term pursuant to this subdivision. If the members representing school districts and other taxing districts are appointed for a term coinciding with the length of time a redevelopment project, plan or area is approved, such term shall terminate upon final approval of the project, plan or designation of the area by the governing body of the municipality. Thereafter the commission shall consist of the six members appointed by the municipality, except that members representing school boards and other taxing districts shall be appointed as provided in this section prior to any amendments to any redevelopment plans, redevelopment projects or designation of a redevelopment area. If any school district or other taxing jurisdiction fails to appoint members of the commission within thirty days of receipt of written notice of a proposed redevelopment plan, redevelopment project or designation of a redevelopment area, the remaining members may proceed to exercise the power of the commission. Of the members first appointed by the municipality, two shall be designated to serve for terms of two years, two shall be designated to serve for a term of three years and two shall be designated to serve for a term of four years from the date of such initial appointments. Thereafter, the members appointed by the municipality shall serve for a term of four years, except that all vacancies shall be filled for unexpired terms in the same manner as were the original appointments.

3. The commission, subject to approval of the governing body of the municipality, may exercise the powers enumerated in sections 99.800 to 99.865, except final approval of plans, projects and designation of redevelopment areas. The commission shall hold public hearings and provide notice pursuant to sections 99.825 and 99.830. The commission

shall vote on all proposed redevelopment plans, redevelopment projects and designations of redevelopment areas, and amendments thereto, within thirty days following completion of the hearing on any such plan, project or designation and shall make recommendations to the governing body within ninety days of the hearing referred to in section 99.825 concerning the adoption of or amendment to redevelopment plans and redevelopment projects and the designation of redevelopment areas. The requirements of subsection 2 of this section and this subsection shall not apply to redevelopment projects upon which the required hearings have been duly held prior to August 31, 1991."; and

Further amend said bill, Page 104, Section 620.1881, Line 319, by inserting after all of said line the following:

"[99.820. 1. A municipality may:

(1) By ordinance introduced in the governing body of the municipality within fourteen to ninety days from the completion of the hearing required in section 99.825, approve redevelopment plans and redevelopment projects, and designate redevelopment project areas pursuant to the notice and hearing requirements of sections 99.800 to 99.865. No redevelopment project shall be approved unless a redevelopment plan has been approved and a redevelopment area has been designated prior to or concurrently with the approval of such redevelopment project and the area selected for the redevelopment project shall include only those parcels of real property and improvements thereon directly and substantially benefited by the proposed redevelopment project improvements;

(2) Make and enter into all contracts necessary or incidental to the implementation and furtherance of its redevelopment plan or project;

(3) Pursuant to a redevelopment plan, subject to any constitutional limitations, acquire by purchase, donation, lease or, as part of a redevelopment project, eminent domain, own, convey, lease, mortgage, or dispose of, land and other property, real or personal, or rights or interests therein, and grant or acquire licenses, easements and options with respect thereto, all in the manner and at such price the municipality or the commission determines is reasonably necessary to achieve the objectives of the redevelopment plan. No conveyance, lease, mortgage, disposition of land or other property, acquired by the municipality, or agreement relating to the development of the property shall be made except upon the adoption of an ordinance by the governing body of the municipality. Each municipality or its commission shall establish written procedures relating to bids and proposals for implementation of the redevelopment projects. Furthermore, no conveyance, lease, mortgage, or other disposition of land or agreement relating to the development of property shall be made without making public disclosure of the terms of the disposition and all bids and proposals made in response to the municipality's request. Such procedures for obtaining such bids and proposals shall provide reasonable opportunity for any person to submit alternative proposals or bids;

(4) Within a redevelopment area, clear any area by demolition or removal of existing buildings and structures;

(5) Within a redevelopment area, renovate, rehabilitate, or construct any structure or building;

(6) Install, repair, construct, reconstruct, or relocate streets, utilities, and site improvements essential to the preparation of the redevelopment area for use in accordance with a redevelopment plan;

(7) Within a redevelopment area, fix, charge, and collect fees, rents, and other charges for the use of any building or property owned or leased by it or any part thereof, or facility therein;

(8) Accept grants, guarantees, and donations of property, labor, or other things of value from a public or private source for use within a redevelopment area;

(9) Acquire and construct public facilities within a redevelopment area;

(10) Incur redevelopment costs and issue obligations;

(11) Make payment in lieu of taxes, or a portion thereof, to taxing districts;

(12) Disburse surplus funds from the special allocation fund to taxing districts as follows:

(a) Such surplus payments in lieu of taxes shall be distributed to taxing districts within the redevelopment area which impose ad valorem taxes on a basis that is proportional to the current collections of revenue which each taxing district receives from real property in the redevelopment area;

(b) Surplus economic activity taxes shall be distributed to taxing districts in the redevelopment area which impose economic activity taxes, on a basis that is proportional to the

amount of such economic activity taxes the taxing district would have received from the redevelopment area had tax increment financing not been adopted;

(c) Surplus revenues, other than payments in lieu of taxes and economic activity taxes, deposited in the special allocation fund, shall be distributed on a basis that is proportional to the total receipt of such other revenues in such account in the year prior to disbursement;

(13) If any member of the governing body of the municipality, a member of a commission established pursuant to subsection 2 of this section, or an employee or consultant of the municipality, involved in the planning and preparation of a redevelopment plan, or redevelopment project for a redevelopment area or proposed redevelopment area, owns or controls an interest, direct or indirect, in any property included in any redevelopment area, or proposed redevelopment area, which property is designated to be acquired or improved pursuant to a redevelopment project, he or she shall disclose the same in writing to the clerk of the municipality, and shall also so disclose the dates, terms, and conditions of any disposition of any such interest, which disclosures shall be acknowledged by the governing body of the municipality and entered upon the minutes books of the governing body of the municipality. If an individual holds such an interest, then that individual shall refrain from any further official involvement in regard to such redevelopment plan, redevelopment project or redevelopment area, from voting on any matter pertaining to such redevelopment plan, redevelopment project or redevelopment area, or communicating with other members concerning any matter pertaining to that redevelopment plan, redevelopment project or redevelopment area. Furthermore, no such member or employee shall acquire any interest, direct or indirect, in any property in a redevelopment area or proposed redevelopment area after either (a) such individual obtains knowledge of such plan or project, or (b) first public notice of such plan, project or area pursuant to section 99.830, whichever first occurs;

(14) Charge as a redevelopment cost the reasonable costs incurred by its clerk or other official in administering the redevelopment project. The charge for the clerk's or other official's costs shall be determined by the municipality based on a recommendation from the commission, created pursuant to this section.

2. Prior to adoption of an ordinance approving the designation of a redevelopment area or approving a redevelopment plan or redevelopment project, the municipality shall create a commission of nine persons if the municipality is a county or a city not within a county and not a first class county with a charter form of government with a population in excess of nine hundred thousand, and eleven persons if the municipality is not a county and not in a first class county with a charter form of government having a population of more than nine hundred thousand, and twelve persons if the municipality is located in or is a first class county with a charter form of government having a population of more than nine hundred thousand, to be appointed as follows:

(1) In all municipalities two members shall be appointed by the school boards whose districts are included within the redevelopment plan or redevelopment area. Such members shall be appointed in any manner agreed upon by the affected districts;

(2) In all municipalities one member shall be appointed, in any manner agreed upon by the affected districts, to represent all other districts levying ad valorem taxes within the area selected for a redevelopment project or the redevelopment area, excluding representatives of the governing body of the municipality;

(3) In all municipalities six members shall be appointed by the chief elected officer of the municipality, with the consent of the majority of the governing body of the municipality;

(4) In all municipalities which are not counties and not in a first class county with a charter form of government having a population in excess of nine hundred thousand, two members shall be appointed by the county of such municipality in the same manner as members are appointed in subdivision (3) of this subsection;

(5) In a municipality which is a county with a charter form of government having a population in excess of nine hundred thousand, three members shall be appointed by the cities in the county which have tax increment financing districts in a manner in which the cities shall agree;

(6) In a municipality which is located in the first class county with a charter form of government having a population in excess of nine hundred thousand, three members shall be appointed by the county of such municipality in the same manner as members are appointed in subdivision (3) of this subsection;

(7) Effective January 1, 2008, in a municipality which is in a county under the authority of the East-West Gateway Council of Governments, except any municipality in any county of the first classification with more than ninety-three thousand eight hundred but fewer than ninety-three thousand nine hundred inhabitants, the municipality shall create a commission in the same manner as the commission for any county with a charter form of government and with more than one million inhabitants, such commission shall have twelve members with two such members appointed by the school boards whose districts are included in the county in a manner in which such school boards agree, with one such member to represent all other districts levying ad valorem taxes in a manner in which all such districts agree, six such members appointed either by the county executive or county commissioner, and three such members appointed by the cities in the county which have tax increment financing districts in a manner in which the cities shall agree;

(8) Effective January 1, 2008, when any city, town, or village under the authority of the East-West Gateway Council of Governments desires to implement a tax increment financing project, such city, town, or village shall first obtain the permission of the county tax increment financing commission created in this subsection within which the city, town, or village is located. In the event such commission votes in opposition to the redevelopment project, such redevelopment project shall not be approved unless at least two-thirds of the governing body of the city, town, or village votes to approve such project;

(9) At the option of the members appointed by the municipality, the members who are appointed by the school boards and other taxing districts may serve on the commission for a term to coincide with the length of time a redevelopment project, redevelopment plan or designation of a redevelopment area is considered for approval by the commission, or for a definite term pursuant to this subdivision. If the members representing school districts and other taxing districts are appointed for a term coinciding with the length of time a redevelopment project, plan or area is approved, such term shall terminate upon final approval of the project, plan or designation of the area by the governing body of the municipality. Thereafter the commission shall consist of the six members appointed by the municipality, except that members representing school boards and other taxing districts shall be appointed as provided in this section prior to any amendments to any redevelopment plans, redevelopment projects or designation of a redevelopment area. If any school district or other taxing jurisdiction fails to appoint members of the commission within thirty days of receipt of written notice of a proposed redevelopment plan, redevelopment project or designation of a redevelopment area, the remaining members may proceed to exercise the power of the commission. Of the members first appointed by the municipality, two shall be designated to serve for terms of two years, two shall be designated to serve for a term of three years and two shall be designated to serve for a term of four years from the date of such initial appointments. Thereafter, the members appointed by the municipality shall serve for a term of four years, except that all vacancies shall be filled for unexpired terms in the same manner as were the original appointments.

3. The commission, subject to approval of the governing body of the municipality, may exercise the powers enumerated in sections 99.800 to 99.865, except final approval of plans, projects and designation of redevelopment areas. The commission shall hold public hearings and provide notice pursuant to sections 99.825 and 99.830. The commission shall vote on all proposed redevelopment plans, redevelopment projects and designations of redevelopment areas, and amendments thereto, within thirty days following completion of the hearing on any such plan, project or designation and shall make recommendations to the governing body within ninety days of the hearing referred to in section 99.825 concerning the adoption of or amendment to redevelopment plans and redevelopment projects and the designation of redevelopment areas. The requirements of subsection 2 of this section and this subsection shall not apply to redevelopment projects upon which the required hearings have been duly held prior to August 31, 1991.]"; and

Further amend the title and enacting clause accordingly.

Emergency clause adopted.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **HB 2**.

Emergency clause adopted.

### HOUSE BILL WITH SENATE AMENDMENTS

**SCS HCS HB 1, as amended**, relating to economic development and incentives, was taken up by Representative Richard.

Representative Pearce assumed the Chair.

Representative Richard moved that **SCS HCS HB 1, as amended**, be adopted.

Representative Wildberger made a substitute motion that the House refuse to adopt **SCS HCS HB 1, as amended**, and request the Senate to recede from its position and, failing to do so, grant the House a conference and that the conferees be allowed to exceed the differences for the purpose of ensuring that employers that hire illegal immigrants are not allowed to receive tax credits.

Which motion was defeated by the following vote:

AYES: 058

Aull	Baker 25	Bland	Bringer	Brown 50
Burnett	Casey	Curls	Darrough	Donnelly
Dusenberg	El-Amin	Faith	Fallert	Frame
George	Grill	Grisamore	Harris 23	Harris 110
Hodges	Holsman	Hoskins	Hubbard	Hughes
Komo	Kraus	Kuessner	LeVota	Liese
McClanahan	Meadows	Nance	Nolte	Norr
Quinn 9	Robinson	Roorda	Rucker	Salva
Scavuzzo	Scharnhorst	Schieffer	Shively	Storch
Swinger	Todd	Villa	Vogt	Walsh
Walton	Whorton	Wildberger	Witte	Wright-Jones
Yaeger	Yates	Zweifel		

NOES: 086

Baker 123	Bivins	Brandom	Brown 30	Bruns
Chappelle-Nadal	Cooper 120	Cox	Cunningham 145	Cunningham 86
Daus	Day	Deeken	Dempsey	Denison
Dethrow	Dixon	Ervin	Fares	Fisher
Flook	Franz	Funderburk	Guest	Hobbs
Hunter	Icet	Jones 89	Jones 117	Kelly
Kingery	Lembke	Lipke	Loehner	Low 39
Lowe 44	Marsh	May	McGhee	Moore
Munzlinger	Muschany	Nasheed	Nieves	Onder
Oxford	Parson	Pearce	Pollock	Portwood
Pratt	Quinn 7	Richard	Robb	Ruestman
Ruzicka	Sander	Sater	Schaaf	Schad
Schlottach	Schneider	Schoeller	Self	Silvey
Smith 14	Smith 150	Spreng	Stevenson	St. Onge

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Stream	Sutherland	Talboy	Thomson	Threlkeld
Tilley	Viebrock	Wallace	Wasson	Wells
Weter	Wilson 119	Wilson 130	Wood	Wright 159
Mr Speaker				

PRESENT: 000

ABSENT WITH LEAVE: 016

Avery	Bowman	Cooper 155	Corcoran	Davis
Dougherty	Emery	Haywood	Johnson	Lampe
Meiners	Page	Schoemehl	Skaggs	Young
Zimmerman				

VACANCIES: 003

Speaker Jetton resumed the Chair.

Representative Richard again moved that **SCS HCS HB 1, as amended**, be adopted.

Which motion was adopted by the following vote:

AYES: 124

Aull	Bivins	Bland	Brandom	Brown 30
Brown 50	Bruns	Chappelle-Nadal	Cooper 120	Cox
Cunningham 145	Cunningham 86	Curls	Darrough	Day
Deeken	Dempsey	Denison	Dethrow	Dixon
Donnelly	Dusenberg	El-Amin	Ervin	Faith
Fallert	Fares	Fisher	Flook	Franz
Funderburk	George	Grill	Grisamore	Guest
Hobbs	Hodges	Holsman	Hoskins	Hubbard
Hughes	Hunter	Ice	Jones 89	Jones 117
Kelly	Kingery	Komo	Kraus	Lembke
LeVota	Liese	Lipke	Loehner	Marsh
May	McGhee	Meadows	Moore	Munzlinger
Muschany	Nance	Nieves	Nolte	Norr
Onder	Page	Parson	Pearce	Pollock
Portwood	Pratt	Quinn 7	Quinn 9	Richard
Robb	Robinson	Rucker	Ruestman	Ruzicka
Salva	Sander	Sater	Scavuzzo	Schaaf
Schad	Scharnhorst	Schieffer	Schlottach	Schneider
Schoeller	Self	Shively	Silvey	Smith 14
Smith 150	Spreng	Stevenson	St. Onge	Storch
Stream	Sutherland	Swinger	Talboy	Thomson
Threlkeld	Tilley	Viebrock	Villa	Wallace
Walsh	Walton	Wells	Weter	Wildberger
Wilson 119	Wilson 130	Witte	Wood	Wright 159
Wright-Jones	Yaeger	Yates	Mr Speaker	

NOES: 020

Baker 25	Baker 123	Bringer	Burnett	Casey
Daus	Frame	Harris 23	Harris 110	Kuessner
Low 39	Lowe 44	McClanahan	Nasheed	Oxford
Roorda	Todd	Vogt	Whorton	Zweifel

PRESENT: 000

ABSENT WITH LEAVE: 016

Avery	Bowman	Cooper 155	Corcoran	Davis
Dougherty	Emery	Haywood	Johnson	Lampe
Meiners	Schoemehl	Skaggs	Wasson	Young
Zimmerman				

VACANCIES: 003

On motion of Representative Richard, **SCS HCS HB 1, as amended**, was truly agreed to and finally passed by the following vote:

AYES: 125

Aull	Baker 25	Bivins	Bland	Brandom
Brown 30	Brown 50	Bruns	Chappelle-Nadal	Cooper 120
Cox	Cunningham 145	Cunningham 86	Curls	Darrough
Day	Deeken	Dempsey	Denison	Dethrow
Dixon	Donnelly	Dusenberg	El-Amin	Ervin
Faith	Fallert	Fares	Fisher	Flook
Franz	Funderburk	George	Grill	Grisamore
Guest	Hobbs	Hodges	Holsman	Hoskins
Hubbard	Hughes	Hunter	Ice	Jones 89
Jones 117	Kelly	Kingery	Komo	Kraus
Lembke	LeVota	Liese	Lipke	Loehner
Marsh	May	McGhee	Meadows	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Norr	Onder	Page	Parson	Pearce
Pollock	Portwood	Pratt	Quinn 7	Quinn 9
Richard	Robb	Robinson	Rucker	Ruestman
Ruzicka	Salva	Sander	Sater	Scavuzzo
Schaaf	Schad	Scharnhorst	Schieffer	Schlottach
Schneider	Schoeller	Self	Shively	Silvey
Smith 14	Smith 150	Spreng	St. Onge	Storch
Stream	Sutherland	Swinger	Talboy	Thomson
Threlkeld	Tilley	Viebrock	Villa	Wallace
Walsh	Walton	Wasson	Wells	Weter
Wildberger	Wilson 119	Wilson 130	Witte	Wood
Wright 159	Wright-Jones	Yaeger	Yates	Mr Speaker

NOES: 019

Baker 123	Bringer	Burnett	Casey	Daus
Frame	Harris 23	Harris 110	Kuessner	Low 39
Lowe 44	McClanahan	Nasheed	Oxford	Roorda
Todd	Vogt	Whorton	Zweifel	

PRESENT: 000

ABSENT WITH LEAVE: 016

Avery	Bowman	Cooper 155	Corcoran	Davis
Dougherty	Emery	Haywood	Johnson	Lampe
Meiners	Schoemehl	Skaggs	Stevenson	Young
Zimmerman				

VACANCIES: 003

Speaker Jetton declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 124

Aull	Baker 25	Baker 123	Bivins	Bland
Brandom	Brown 30	Brown 50	Bruns	Chappelle-Nadal
Cooper 120	Cox	Cunningham 145	Cunningham 86	Curls
Darrough	Daus	Day	Deeken	Dempsey
Denison	Dethrow	Dixon	Donnelly	Dusenberg
El-Amin	Ervin	Faith	Fallert	Fares
Fisher	Flook	Franz	Funderburk	Grill
Grisamore	Guest	Harris 23	Hobbs	Holsman
Hoskins	Hubbard	Hunter	Icet	Jones 89
Jones 117	Kelly	Kingery	Komo	Kraus
Lembke	Liese	Lipke	Loehner	Lowe 44
Marsh	May	McGhee	Meadows	Moore
Munzlinger	Muschany	Nance	Nieves	Nolte
Norr	Onder	Page	Parson	Pearce
Pollock	Portwood	Pratt	Quinn 7	Richard
Robb	Robinson	Roorda	Rucker	Ruestman
Ruzicka	Salva	Sander	Sater	Scavuzzo
Schaaf	Schad	Scharnhorst	Schieffer	Schlottach
Schneider	Schoeller	Self	Silvey	Smith 14
Smith 150	Spreng	Stevenson	St. Onge	Storch
Stream	Sutherland	Swinger	Thomson	Threlkeld
Tilley	Viebrock	Wallace	Walsh	Walton
Wasson	Wells	Weter	Whorton	Wilson 119
Wilson 130	Witte	Wood	Wright 159	Wright-Jones
Yaeger	Yates	Zweifel	Mr Speaker	

NOES: 018

Bringer	Burnett	Casey	Frame	Harris 110
Hodges	Hughes	Kuessner	LeVota	Low 39
McClanahan	Quinn 9	Shively	Talboy	Todd
Villa	Vogt	Wildberger		

PRESENT: 003

George	Nasheed	Oxford
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ABSENT WITH LEAVE: 015

Avery	Bowman	Cooper 155	Corcoran	Davis
Dougherty	Emery	Haywood	Johnson	Lampe
Meiners	Schoemehl	Skaggs	Young	Zimmerman

VACANCIES: 003

### **RECESS**

Representative Dempsey moved that the House stand in recess until **SCS HCS HB 1, as amended**, and **HB 2** have been signed by the Speaker and then stand adjourned sine die.

The hour of recess having expired, the House was called to order by Speaker Jetton.

### **SIGNING OF HOUSE BILLS**

All other business of the House was suspended while **SCS HCS HB 1, as amended**, and **HB 2** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **SCS HCS HB 1, as amended**, and **HB 2** were delivered to the Governor by the Chief Clerk of the House.

### **ADJOURNMENT**

On motion of Speaker Jetton, the House of Representatives of the Ninety-fourth General Assembly, convened in the First Extraordinary Session on August 20, 2007, adjourned sine die, as of August 30, 2007.

ROD JETTON  
Speaker of the House

D. ADAM CRUMBLISS  
Chief Clerk of the House