



MISSOURI HOUSE OF REPRESENTATIVES  
**WITNESS APPEARANCE FORM**

BILL NUMBER: <b>HB 555</b>		DATE: <b>2/17/2021</b>	
COMMITTEE: <b>Ways and Means</b>			
<b>TESTIFYING:</b> <input checked="" type="checkbox"/> IN SUPPORT OF <input type="checkbox"/> IN OPPOSITION TO <input type="checkbox"/> FOR INFORMATIONAL PURPOSES			
<b>WITNESS NAME</b>			
<b>REGISTERED LOBBYIST:</b>			
WITNESS NAME: <b>DAVID OVERFELT</b>		PHONE NUMBER: <b>5736362524</b>	
REPRESENTING: <b>MISSOURI RETAILERS ASSOCIATION</b>		TITLE: <b>PRESIDENT</b>	
ADDRESS: <b>PO 1336</b>			
CITY: <b>JEFFERSON CITY</b>		STATE: <b>MO</b>	ZIP: <b>65102</b>
EMAIL: <b>dave@moretailers.com</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/9/2021 11:13 AM</b>	

**THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.**

**We do like the CID reforms in HB 555. A developer can control more than 51% of the current votes. Developers cut revenue sharing deals with cities forcing businesses that lease from the developer to subsidize developments that at times compete with their business. At least, the leasers should be able to vote. Wentzville is one example.**



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<b>WITNESS NAME</b>		
<b>BUSINESS/ORGANIZATION:</b>		
WITNESS NAME: <b>DOUGLAS J HARMS</b>		PHONE NUMBER: <b>314-835-6110</b>
BUSINESS/ORGANIZATION NAME: <b>CITY OF DES PERES, MISSOURI</b>		TITLE: <b>CITY ADMINISTRATOR</b>
ADDRESS: <b>12325 MANCHESTER</b>		
CITY: <b>DES PERES</b>		STATE: <b>MO</b>
		ZIP: <b>63131</b>
EMAIL: <b>dharms@desperesmo.org</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/5/2021 2:15 PM</b>

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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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<b>WITNESS NAME</b>			
<b>BUSINESS/ORGANIZATION:</b>			
WITNESS NAME: <b>ANDREA SITZES</b>		PHONE NUMBER: <b>4177245659</b>	
BUSINESS/ORGANIZATION NAME: <b>SHOW ME CHRISTIAN COUNTY</b>		TITLE: <b>PRESIDENT &amp; CEO</b>	
ADDRESS: <b>P.O. BOX 1528</b>			
CITY: <b>NIXA</b>		STATE: <b>MO</b>	ZIP: <b>65714</b>
EMAIL: <b>andrea@showmeccmo.com</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/10/2021 11:18 AM</b>	

**THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.**

Rep. Wallingford and the Ways and Means Committee - Thank you for reviewing my testimony in opposition to HB 555. I represent Christian County as the economic developer and strongly discourage the passage of this measure as it relates to Transportation Development Districts and Community Improvement Districts. These are both vital tools for infrastructure buildout and one of the only usable tools we have access to in the growing areas of northern Christian County. While other communities may use initiatives like the Community Development Block Grant program to build out infrastructure in high-value areas of town, Christian County is not eligible to apply for those programs. Our communities house and supply a large workforce population for the Southwest Missouri region. As such, our demographics reflect a high average household income but do not take into account the 75-80% migration rates experienced for loss of daytime population. Many state infrastructure programs have a requirement of 51% Low to Moderate Income. Numerically speaking northern Christian County has higher average wages, education rates, and household income levels than the surrounding areas in the MSA and the state of Missouri. However, the perception of a booming economy on paper can be misleading. The TIP Strategies Economic Development Strategic Plan for Christian County reported that 78% of employable people active in the workforce commute outside the county for work on a daily basis. Once inflow patterns were factored in the net outflow is still a 53% loss in the day-time population. The 2017 Department of Economic Development Best in Midwest Initiative found that Christian County is in the bottom six reporting counties across Missouri for the loss of daytime population. Vital consumer hubs have been constructed in Christian County through the use of Transportation Development Districts and Community Improvement Districts. Requiring an entire municipality to vote on the measure, instead of the current rule of citizens within a district, will be extremely cost-prohibitive for both the municipality and developer. This new requirement would handicap the tool beyond use. Site selection is a process of elimination, not a process of qualification. If a developer can build somewhere else at a more cost-effective rate your community is out of the running. I implore you to leave this program intact for communities that depend on this mechanism to expand services for our residents. I appreciate your consideration and am happy to answer any questions you may have. Respectfully Submitted, Andrea Sitzes - President & CEO, Show Me Christian County.



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<b>WITNESS NAME</b>			
<b>INDIVIDUAL:</b>			
WITNESS NAME: <b>ARNIE "HONEST-ABE" DIENOFF-STATE PUBLIC ADVOCATE</b>		PHONE NUMBER: <b>314-440-9000</b>	
BUSINESS/ORGANIZATION NAME:		TITLE:	
ADDRESS: <b>P.O. BOX #1535</b>			
CITY: <b>O' FALLON</b>		STATE: <b>MO</b>	ZIP: <b>63366</b>
EMAIL: <b>ArnieDienoff@Yahoo.Com</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/10/2021 11:22 AM</b>	
<b>THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.</b>			

I am Opposed to this Bill.This Leads and Opens the door to additional Taxes and Tax CreditsThis Bill is confusing and misleading.



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<b>WITNESS NAME</b>		
<b>INDIVIDUAL:</b>		
WITNESS NAME: <b>ARNIE "HONEST-ABE" DIENOFF-STATE PUBLIC ADVOCATE</b>		PHONE NUMBER: <b>3144409000</b>
BUSINESS/ORGANIZATION NAME:		TITLE:
ADDRESS: <b>P.O. BOX #1535</b>		
CITY: <b>O' FALLON</b>		STATE: <b>MO</b>
		ZIP: <b>63366</b>
EMAIL: <b>ArnieDienoff@Yahoo.Com</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/17/2021 1:55 AM</b>
<b>THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.</b>		

**I am solidly opposed to this Bill. This is another Tax and a Money Grab. This Bill is Very Dangerous!**



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<b>WITNESS NAME</b>			
<b>BUSINESS/ORGANIZATION:</b>			
WITNESS NAME: <b>BOB NATION</b>		PHONE NUMBER: <b>314 249-8725</b>	
BUSINESS/ORGANIZATION NAME: <b>CITY OF CHESTERFIELD</b>		TITLE: <b>MAYOR</b>	
ADDRESS: <b>690 CHESTERFIELD PARKWAY</b>			
CITY: <b>CHESTERFIELD</b>		STATE: <b>MO</b>	ZIP: <b>63017</b>
EMAIL: <b>bnation@chesterfield.mo.us</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/9/2021 11:15 PM</b>	

**THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.**

Missouri House Witness Testimony on HB 555 (Eggleston) submitted by Bob Nation, Mayor, City of Chesterfield Chairman Wallingford and committee members, Thank you for the opportunity to testify before this committee. The suggestion that there need be "offsets" in exchange for passage of Wayfair legislation is preposterous. Offsets have accumulated since on-line shopping began decades ago and have now reached historic levels. As the Mayor of one of our state's larger and most successful cities, I can attest to the troublesome effects of the lack of internet sales tax on our revenues, as well that of our state, its counties, and most every municipality. Missouri is but one of two states in the entire country which has not allowed the common sense "Wayfair" legislation, which greatly affects our ability to provide services to our residents and businesses. By the way, the residents and businesses that our cities and counties serve are your constituents too. I sometimes wonder if some members of the legislature have an appreciation and understanding for the purpose of municipalities, and that is to provide the basic services of law enforcement, public works, providing parks, and planning and zoning. These services must be paid for, but it is near impossible when our legislature continues to starve local government revenue streams. Holding Wayfair legislation hostage and contingent upon reductions in cable franchise fees is nothing short of "extortion". As a mayor serving in a non-partisan capacity (but who considers myself to be a conservative republican), I am appalled at the threat our legislature poses to our state's local governments! I mean no disrespect, Respectfully, Bob Nation, Mayor City of Chesterfield



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<b>WITNESS NAME</b>			
<b>REGISTERED LOBBYIST:</b>			
WITNESS NAME: <b>DOUG NELSON</b>		PHONE NUMBER: <b>5736907209</b>	
REPRESENTING: <b>DISH NETWORK</b>		TITLE:	
ADDRESS: <b>314 E. HIGH ST</b>			
CITY: <b>JEFFERSON CITY</b>		STATE: <b>MO</b>	ZIP: <b>65101</b>
EMAIL: <b>doug.nelson@lgpmconsulting.com</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/16/2021 5:05 PM</b>	

**THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.**

Mr. Chairman and Members of the Committee: I am a registered lobbyist submitting written testimony on behalf of DISH Network. In total, over three quarters of a million Missouri families and businesses subscribe to satellite TV and around 50,000 residents subscribe to SLING, DISH’s streaming services. In years past, DISH Network representatives have presented testimony in opposition to similar legislation, however, they are unable to appear before this committee due to travel difficulties posed by the COVID-19 pandemic. We would like to offer our written testimony in opposition to the changes to the “2007 Video Services Providers Act,” or Sections 67.2675 to 67.2714 of the Missouri Code, by House Bill 555 as filed. DISH has asked that I continue to express their concern on this language and other bills allowing for a reduction and elimination of cable franchise fees. These fees are provided to local municipalities in exchange for cable’s ability to place their infrastructure in the public right-of-way. The rights conferred by the franchise fees are a benefit to cable companies, who value these assets nationwide in the billions of dollars. A reduction and/or elimination of franchise fees has previously led to – and will continue to lead to – new tax increase proposals on Missourians that subscribe to satellite television and over-the-top streaming services to offset the revenue losses by municipalities, despite the fact that satellite and streaming service providers like DISH do not access and own the multi-billion dollar infrastructure in the public right-of-way that is subject to Missouri’s video service franchise fee framework. We do believe that common ground could be achieved to remedy our concerns and look forward to any future dialogue with the proponents of this bill. Doug Nelson



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<b>WITNESS NAME</b>			
<b>REGISTERED LOBBYIST:</b>			
WITNESS NAME: <b>GINGER STEINMETZ</b>		PHONE NUMBER: <b>5732919518</b>	
REPRESENTING: <b>COUNTY COMMISSIONERS OF MISSOURI</b>		TITLE: <b>PRINCIPAL</b>	
ADDRESS: <b>PO BOX 1108</b>			
CITY: <b>JEFFERSON CITY</b>		STATE: <b>MO</b>	ZIP: <b>65102</b>
EMAIL: <b>gsteinmetz@hbstrategies.us</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/10/2021 10:51 AM</b>	

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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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<b>WITNESS NAME</b>			
<b>BUSINESS/ORGANIZATION:</b>			
WITNESS NAME: <b>JIM ERICKSON</b>		PHONE NUMBER: <b>9136098593</b>	
BUSINESS/ORGANIZATION NAME: <b>ECONOMIC DEVELOPMENT CORPORATION OF KANSAS CITY, MO</b>		TITLE: <b>GOVERNMENT AFFAIRS OFFICER</b>	
ADDRESS: <b>300 WYANDOTTE, SUITE 400</b>			
CITY: <b>KANSAS CITY</b>		STATE: <b>MO</b>	ZIP: <b>64105</b>
EMAIL: <b>jerickson@edckc.com</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/9/2021 2:31 PM</b>	
<b>THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.</b>			

EDC of Kansas City, MO Opposes Municipal Wide Voting for TDDs & CIDs After reviewing HB 555, the EDC of Kansas City, MO opposes the provision to require municipal wide voting for Community Improvement Districts (CIDs) and Transportation Development Districts (TDDs). These tools are used to provide additional services in small areas of the city, and most importantly the businesses and residents within the district agree to impose a tax on themselves to provide these services. Those most impacted already get to vote on the CID or TDD. Requiring municipal wide voting would also make it prohibitively expensive for this tool to be used for smaller community districts, as they were intended. It has been said that this provision is akin to municipal wide voting for a homeowner's association president or board member. We request this provision be removed, and that voting for CIDs and TDDs be left to impacted residents or businesses who reside within the district. Economic Development Coalition – EDC Kansas City convenes a 26-member legislative committee to create the KC Consensus Agenda on Economic Development. This committee is comprised of diverse stakeholder organizations across Kansas City. This testimony represents that coalition's stance.



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<b>WITNESS NAME</b>		
<b>BUSINESS/ORGANIZATION:</b>		
WITNESS NAME: <b>JOHN MEHNER</b>		PHONE NUMBER: <b>573.335.3312</b>
BUSINESS/ORGANIZATION NAME: <b>CAPE GIRARDEAU AREA CHAMBER OF COMMERCE; MEDC</b>		TITLE: <b>CO-CHAIR PUBLIC POLICY/PRESIDENT &amp; CEO</b>
ADDRESS: <b>220 NORTH FOUNTAIN STREET</b>		
CITY: <b>CAPE GIRARDEAU</b>		STATE: <b>MO</b>
		ZIP: <b>63701</b>
EMAIL: <b>jmechner@capechamber.com</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/10/2021 7:48 AM</b>
<b>THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.</b>		

On behalf of the Missouri Economic Development Council and the Cape Girardeau Area Chamber of Commerce, I am opposed to HB 555 because of the new proposed rules related to TDD and CID formation.



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<b>WITNESS NAME</b>			
<b>REGISTERED LOBBYIST:</b>			
WITNESS NAME: <b>MARK BRUNS</b>		PHONE NUMBER: <b>573-690-0342</b>	
REPRESENTING: <b>CITY OF ST. PETERS</b>		TITLE: <b>REGISTERED LOBBYIST</b>	
ADDRESS: <b>924 RUSTIC CREEK TRAIL</b>			
CITY: <b>JEFFERSON CITY</b>		STATE: <b>MO</b>	ZIP: <b>65101</b>
EMAIL: <b>mark@brunslobby.com</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/10/2021 6:48 AM</b>	
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The City of St. Peters is opposed to HB555 due to the potential of lost revenue from the elimination of video cable franchise fees.



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<b>WITNESS NAME</b>			
<b>BUSINESS/ORGANIZATION:</b>			
WITNESS NAME: <b>MATT MORROW</b>		PHONE NUMBER: <b>417-862-5567</b>	
BUSINESS/ORGANIZATION NAME: <b>SPRINGFIELD AREA CHAMBER OF COMMERCE</b>		TITLE: <b>PRESIDENT AND CEO</b>	
ADDRESS: <b>202 S. JOHN Q. HAMMONS PARKWAY</b>			
CITY: <b>SPRINGFIELD</b>		STATE: <b>MO</b>	ZIP: <b>65806</b>
EMAIL: <b>lmustoe@springfieldchamber.com</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/10/2021 9:33 AM</b>	

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Chairman Wallingford and members of the House Committee on Ways and Means: On behalf of the Springfield Area Chamber of Commerce and our over 1500-member businesses, please accept this letter of opposition for House Bill 555 in its current form. We very much support the objective of leveling the playing field for Missouri-based businesses by requiring collection of online sales tax. Online sales tax is not a new tax. Rather, it is money the state already is owed, but lacks a statutory mechanism to collect. Unfortunately, there are several other provisions included in HB 55 that are problematic for Missouri's long-term economic health and ability to make strategic investments. First, we encourage lawmakers to enact this measure without the inclusion of a simultaneous tax cut. Estimates vary dramatically concerning how much revenue online sales tax collection would generate. The truth is no one knows with confidence how much revenue to expect - making an "offset" impossible to calculate and premature. Instead, we encourage this revenue be used in the short term for strategic investments in our state's economic competitiveness - investments in areas like workforce development and transportation. Delaying any corresponding tax cut would give the state time to assess the actual revenue impact. This data would help legislators make more-informed decisions about overall tax policy in the future. Secondly, this bill would reduce the current effectiveness of local economic development tools, including Community Improvement Districts (CID) and Transportation Development Districts (TDD), by significantly changing the structure to implement these districts. The proposed changes would negatively impact the ability of local communities in Missouri to compete with other states for new job creation and private capital investment. These tools have proven highly effective and valuable for development and progress in Springfield, and it is our desire to see that growth and progress continue. We encourage you to carefully evaluate this bill and to consider the potential unintended consequences of these two concerning provisions. As always, thank you for your service and for your consideration. Sincerely, Matt Morrow President and CEO Springfield Area Chamber of Commerce 202 S John Q Hammons Parkway Springfield, MO 65806



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<b>WITNESS NAME</b>		
<b>BUSINESS/ORGANIZATION:</b>		
WITNESS NAME: <b>MIKE O GEISEL</b>		PHONE NUMBER: <b>3146809802</b>
BUSINESS/ORGANIZATION NAME: <b>CITY OF CHESTERFIELD</b>		TITLE: <b>CITY ADMINISTRATOR</b>
ADDRESS: <b>690 CHESTERFIELD PARKWAY WEST</b>		
CITY: <b>CHESTERFIELD</b>	STATE: <b>MO</b>	ZIP: <b>63017</b>
EMAIL: <b>mgeisel@chesterfield.mo.us</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/8/2021 2:49 PM</b>

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On behalf of the City of Chesterfield, I would like to express the City's opposition to HB 555 in two separate areas: First, we are disappointed with the portion of the legislation that reduces the franchise fee from 5% to 2 1/2%, to the benefit of the Video cable providers and at the expense of the municipality and taxpaying public. For the City of Chesterfield, our annual video franchise revenues are roughly \$800,000, and represent the FEE that these video franchisees pay to utilize the City's right of way and easements. These providers rely on these public facilities that the City has to maintain, and other than the direct benefit to their bottom line, they offer no rational logic for reducing these essential municipal revenues. It is simply a transfer of those funds from the holder of the asset (the taxpayer and municipality), to the franchisee. Most certainly this will not reduce the providers billing to its consumers. We are, however, appreciative that the legislature has deferred the implementation of this reduction until 2023 and phased it in at 1/2%/year. However, more subtly and potentially more damaging, are the proposed changes to the definition of gross revenues. For some reason, the video cable industry has been granted the right to re-define how they calculate their gross revenues by removing and excepting significant portions of their revenue stream. We all understand that providers can classify their revenue in a variety of ways, simply categorizing it in a different manner as a ledger entry. They are free to manipulate their classifications to further reduce the sum of gross revenues, even before they apply the reduced multiplier authorized in the bill. While the implementation of the gross revenue calculation is proposed to be deferred until 2023, the change in gross revenue definition is NOT delayed and would go into effect immediately, allowing those providers to manipulate the ledger entries, depriving the City of much needed revenues to maintain the public facilities that these same providers require as part of their daily business. While we certainly do not support the multiplier reduction from 5% to 2 1/2%, we appreciate the delay of implementation. However, at the very least, the definition of gross revenues should not be changed and should not be implemented prior to the other provisions.



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<b>WITNESS NAME</b>		
<b>REGISTERED LOBBYIST:</b>		
WITNESS NAME: <b>PAT KELLY</b>		PHONE NUMBER: <b>3142521800</b>
REPRESENTING: <b>MUNICIPAL LEAGUE METRO STL</b>		TITLE: <b>EXECUTIVE DIRECTOR</b>
ADDRESS: <b>11911 DORSETT RD</b>		
CITY: <b>MARYLAND HEIGHTS</b>		STATE: <b>MO</b>
		ZIP: <b>63043</b>
EMAIL: <b>pkelly@stlmuni.org</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/17/2021 9:53 AM</b>

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As the Executive Director of the Municipal League of metro STL, we are opposed to HB 555. If passed the bill eliminates the video franchise fee for those cities that pass the use tax. Use Taxes for St. Louis County Municipalities are restricted to specific expenditures, the video franchise fees a source of general revenue which if reduced could limit the ability of municipalities to provide vital services. The bill also would require a second vote for those political subdivision with a use tax. This would confuse votes on approving a use tax which has already been approved. There is also a concern that the Department of Revenue would not be able to separate the "2" use taxes, it could also put an undue burden on out of state sellers. Why doesn't the State's Use Tax not need to go back to the voters? Requiring a citywide vote on CID's and TDD's would have a negative impact on the use of these vital economic development tools. These tools are used for specific neighborhood or development projects. It would be difficult to educate voters in large cities such as St. Louis, Kansas City or Springfield on a community improvement district for a two block neighborhood project not to mention the cost of a citywide vote. It would also delay the development process and negotiations for assistance if TDD had to first go to the vote of the entire city.



MISSOURI HOUSE OF REPRESENTATIVES  
**WITNESS APPEARANCE FORM**

BILL NUMBER: <b>HB 555</b>		DATE: <b>2/17/2021</b>	
COMMITTEE: <b>Ways and Means</b>			
<b>TESTIFYING:</b> <input type="checkbox"/> IN SUPPORT OF <input checked="" type="checkbox"/> IN OPPOSITION TO <input type="checkbox"/> FOR INFORMATIONAL PURPOSES			
<b>WITNESS NAME</b>			
<b>REGISTERED LOBBYIST:</b>			
WITNESS NAME: <b>RANDY SCHERR</b>		PHONE NUMBER: <b>573-636-6200</b>	
REPRESENTING: <b>MISSOURI ECONOMIC DEVELOPMENT FINANCING ASSOCIATION</b>		TITLE:	
ADDRESS: <b>101 E. HIGH</b>			
CITY: <b>JEFFERSON CITY</b>		STATE: <b>MO</b>	ZIP: <b>65101</b>
EMAIL: <b>rjscherr@swllc.us.com</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/9/2021 4:34 PM</b>	
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MISSOURI HOUSE OF REPRESENTATIVES  
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BILL NUMBER: <b>HB 555</b>		DATE: <b>2/17/2021</b>
COMMITTEE: <b>Ways and Means</b>		
<b>TESTIFYING:</b> <input type="checkbox"/> IN SUPPORT OF <input checked="" type="checkbox"/> IN OPPOSITION TO <input type="checkbox"/> FOR INFORMATIONAL PURPOSES		
<b>WITNESS NAME</b>		
<b>REGISTERED LOBBYIST:</b>		
WITNESS NAME: <b>RICHARD SHEETS</b>		PHONE NUMBER: <b>573-635-9134</b>
REPRESENTING: <b>MISSOURI MUNICIPAL LEAGUE</b>		TITLE: <b>EXECUTIVE DIRECTOR</b>
ADDRESS: <b>1727 SOUTHRIDGE DRIVE</b>		
CITY: <b>JEFFERSON CITY</b>		STATE: <b>MO</b>
		ZIP: <b>65109</b>
EMAIL: <b>rsheets@mocities.com</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/16/2021 2:53 PM</b>

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> Oppose requiring a CID and TDD sales tax to be approved by all the voters within the municipality where these separate political subdivisions are located. CID/TDD are independent taxing jurisdictions and particularly with TDD's may include multiple jurisdictions that will make election very difficult and costly.> Oppose video service provider language that would eliminate the municipal video franchise fees. This would give cable companies a free ride to use taxpayer funded streets, sidewalks and other portions of the municipal rights of way.>Oppose the local use tax language that requires municipalities to conduct a second election on a local use tax that has already been approved by municipal voters. This provision is confusing and would require taxpayers to pay for a redundant election.



MISSOURI HOUSE OF REPRESENTATIVES  
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COMMITTEE: <b>Ways and Means</b>		
<b>TESTIFYING:</b> <input type="checkbox"/> IN SUPPORT OF <input checked="" type="checkbox"/> IN OPPOSITION TO <input type="checkbox"/> FOR INFORMATIONAL PURPOSES		
<b>WITNESS NAME</b>		
<b>BUSINESS/ORGANIZATION:</b>		
WITNESS NAME: <b>ROB HARRINGTON</b>		PHONE NUMBER: <b>417-967-3348</b>
BUSINESS/ORGANIZATION NAME: <b>THE CITY OF HOUSTON, MISSOURI</b>		TITLE:
ADDRESS: <b>601 S. GRAND AVE</b>		
CITY: <b>HOUSTON</b>		STATE: <b>MO</b>
		ZIP: <b>65483</b>
EMAIL: <b>ec.dev@houstonmo.org</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/10/2021 10:24 AM</b>

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Good afternoon to the committee's men and women, and I want to thank the Chair, Vice-Chair, the ranking minority member, and the rest of the committee for allowing me to submit this opposition to HB 555 in writing today. I oppose HB 555 because, as an Economic Development professional for the last 13 years, I have seen both the Community Improvement District and the Transportation Development District used to do some unique projects. In 2008-2010 I was the Economic Development Director for the Shelby County Economic Development organization. Simultaneously, a not-for-profit organization was working on passing a TDD to help raise funds to four-lane Highway 36 from Hannibal to Macon, Missouri, finally completing what many refer to today as the Chicago to Kansas City Expressway. This project, due to the leadership of individuals like Tom Boland, Larry Wright, and many others were able to pay back a loan they received from the Missouri Transportation Finance Board early and complete the project on time and under budget. None of this would have been possible if it was not using the TDD in its current form. There have been several developments in small towns like Bevier and larger communities like Hannibal with the four-lane highway. All because the board at the time used the TDD like was intended. While living in the Kansas City area, the local community I was living in worked hard to get a new grocery store developed in the community. The addition of this store would increase the amount of sales tax raised in the community and brought other development into the community, which would not have happened if it were not for the grocery store development and the use of a Community Improvement District. This community has now seen several new retail shops that have brought jobs to the community and commerce that often went to the next door municipality to shop. When appropriately used like many of us in the Economic Development field, these tools can make a huge difference. In closing, I am asking the committee today not to pass HB 555 and allow my colleagues and I to continue using these beneficial programs to help grow Missouri.



MISSOURI HOUSE OF REPRESENTATIVES  
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<b>TESTIFYING:</b> <input type="checkbox"/> IN SUPPORT OF <input checked="" type="checkbox"/> IN OPPOSITION TO <input type="checkbox"/> FOR INFORMATIONAL PURPOSES			
<b>WITNESS NAME</b>			
<b>REGISTERED LOBBYIST:</b>			
WITNESS NAME: <b>WILLIAM MARRS</b>		PHONE NUMBER: <b>4178488561</b>	
REPRESENTING: <b>BRANSON/LAKES AREA CHAMBER OF COMMERCE &amp; CVB; TANEY COUNTY PARTNERSHIP</b>		TITLE:	
ADDRESS: <b>213 E CAPITOL AVE</b>			
CITY: <b>JEFFERSON CITY</b>		STATE: <b>MO</b>	ZIP: <b>65101</b>
EMAIL: <b>govservicesjcmo@gmail.com</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/9/2021 5:38 PM</b>	
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February 9, 2021 RE: House Bill 555 – Certain Taxing Districts (Sections 67.1545, 238.207, 238.235, 238.237) Chair Wallingford and Members of the House Ways and Means Committee: Community Improvement Districts (CID) and Transportation Development Districts (TDD) are important tools used statewide to upgrade and improve infrastructure. The Highway 76 Revitalization Project in Branson would not have been possible without a CID. A \$300 million project, which will generate 450+ jobs, would not be possible in Hollister without a CID. These districts help attract and secure projects, which generate important tax dollars for cities, counties, and the State of Missouri. Altering how these districts are approved could be quite harmful to local jurisdictions and Missouri. We feel strongly the districts should be approved (or not) by those who live in the districts. Not by those who do not. Thank you for your time. Respectfully, Monica Evinger VP of Government Affairs/Spec. Asst. to Pres/CEO Branson/Lakes Area Chamber of Commerce & CVB (417) 243-2103 mevinger@bransoncvb.com Respectfully, Jonas Arjes Executive Vice President/Chief Economic Development Officer Taney County Partnership (417) 243-2126 jarjes@taneycountypartnership.com



MISSOURI HOUSE OF REPRESENTATIVES  
**WITNESS APPEARANCE FORM**

BILL NUMBER: <b>HB 555</b>		DATE: <b>2/17/2021</b>	
COMMITTEE: <b>Ways and Means</b>			
<b>TESTIFYING:</b> <input type="checkbox"/> IN SUPPORT OF <input checked="" type="checkbox"/> IN OPPOSITION TO <input type="checkbox"/> FOR INFORMATIONAL PURPOSES			
<b>WITNESS NAME</b>			
<b>REGISTERED LOBBYIST:</b>			
WITNESS NAME: <b>WILLIAM MARRS</b>		PHONE NUMBER: <b>4178488561</b>	
REPRESENTING: <b>DEPARTMENT OF PLANNING AND DEVELOPMENT, CITY OF SPRINGFIELD</b>		TITLE: <b>CONSULTANT</b>	
ADDRESS: <b>213 E CAPITOL AVE</b>			
CITY: <b>JEFFERSON CITY</b>		STATE: <b>MO</b>	ZIP: <b>65101</b>
EMAIL: <b>govservicesjcmo@gmail.com</b>	ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/9/2021 3:13 PM</b>	
<b>THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.</b>			

Dear Chairman Wallingford and Members of the Committee: I am writing to express my opposition to House Bill 555, specifically the amendments to the Community Improvement District Act1 and Transportation Development District Act2, which change who votes to approve sales and use taxes for a Community Improvement District (CID) or Transportation Development District (TDD). This change would effectively end the availability of the CID and TDD sales tax programs. Under the current law, CID/TDD sales tax questions are submitted to the qualified voters within the boundary of the District. HB 555 proposes to require a vote of an entire municipality's voters to approve the new sales tax. CIDs and TDDs are valuable tools that have been used for decades to help facilitate infrastructure improvements and revitalize communities across the state. These tools leverage special localized sales taxes through public-private partnerships to fund important improvements and services. Such special district sales taxes, being new, highly localized levies, are often used by municipalities to reduce the need for redirection of existing sales and property tax levies through tax increment financing (TIF). This new process would make approval of new district sales taxes prohibitively expensive and unduly cumbersome. According to the Circuit Clerk, submitting a mail-in ballot to the qualified voters of Springfield would cost over \$400,000. (The majority of this cost is postage.) This is more than many Springfield CIDs collect in sales tax revenue in a decade. Beyond effectively ending the use of CIDs and TDDs for the development of Missouri communities by making the formation costs for a CID or TDD too expensive to justify, this language also raises a legal issue. The effect of these provisions would be similar to requiring that all Greene County voters vote on the approval of a Springfield sales tax, on the basis that residents of Greene County who do not live in Springfield might shop in Springfield. Of course, that is not how taxes become approved. For the reasons specified above, I would respectfully ask that you strike the unduly expensive and legally questionable municipality-wide voting requirement for CID/TDD specific taxes from HB 555. Thank you for your time and leadership. Sincerely, Sarah Kerner Economic Development Director City of Springfield



MISSOURI HOUSE OF REPRESENTATIVES  
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COMMITTEE: <b>Ways and Means</b>			
<b>TESTIFYING:</b> <input type="checkbox"/> IN SUPPORT OF <input type="checkbox"/> IN OPPOSITION TO <input checked="" type="checkbox"/> FOR INFORMATIONAL PURPOSES			
<b>WITNESS NAME</b>			
<b>BUSINESS/ORGANIZATION:</b>			
WITNESS NAME: <b>CRAIG JOHNSON</b>		PHONE NUMBER: <b>6086346160</b>	
BUSINESS/ORGANIZATION NAME: <b>STREAMLINED SALES TAX GOVERNING BOARD</b>		TITLE: <b>EXECUTIVE DIRECTOR</b>	
ADDRESS: <b>100 MAJESTIC DR STE 400</b>			
CITY: <b>WESTBY</b>		STATE: <b>WI</b>	ZIP: <b>54667</b>
EMAIL: <b>craig.johnson@sstgb.org</b>		ATTENDANCE: <b>Written</b>	SUBMIT DATE: <b>2/17/2021 10:39 AM</b>
<b>THE INFORMATION ON THIS FORM IS PUBLIC RECORD UNDER CHAPTER 610, RSMo.</b>			

Chair Wallingford, Vice-Chair McGill and members of the Missouri House Ways and Means Committee, On behalf of the Streamlined Sales Tax Governing Board, I appreciate the opportunity to submit this written testimony regarding House Bills 554 and 555. The purpose of this testimony is to encourage Missouri to join the Streamlined Sales Tax Governing Board (Streamlined) – either as a full member state or under a new option, as a participating nonmember state. In the previous hearings I attended, I encouraged the Missouri legislature to simplify and modernize Missouri’s sales and use tax laws so that they would be in compliance with the requirements contained in the Streamlined Sales and Use Tax Agreement (Agreement) and enable Missouri to join Streamlined as a full member state. I still strongly encourage you to consider that path to truly make it easier for all sellers to collect and remit your state and local sales and use taxes accurately and efficiently. I also want to make you aware of a new option that Streamlined has developed in conjunction with the Streamlined Sales Tax Business Advisory Council (BAC) that allows a state to join Streamlined as a “nonmember” and still be able to take advantage of a number of the efficiencies Streamlined has developed. This new option would still require Missouri to make a few changes to its sales and use tax laws, but not nearly as many changes as would be required for Missouri to join Streamlined as a full member state. Some of the changes that would be required are already contained in part in HB 554 and/or HB 555. Here is a link to a document that describes the requirements states must meet for Nonmember State Participation in Streamlined ([https://www.streamlinedsalestax.org/docs/default-source/miscellaneous/nonmember-state-participation532c93f98474a0aa273f65014dd31d2.pdf?sfvrsn=43f69c86\\_6](https://www.streamlinedsalestax.org/docs/default-source/miscellaneous/nonmember-state-participation532c93f98474a0aa273f65014dd31d2.pdf?sfvrsn=43f69c86_6)) and a link to model legislation ([https://www.streamlinedsalestax.org/docs/default-source/miscellaneous/model-act-for-nonmember-state-participationf3b70b50e5420eb4eecac8cd652e7c.pdf?sfvrsn=7457c968\\_6](https://www.streamlinedsalestax.org/docs/default-source/miscellaneous/model-act-for-nonmember-state-participationf3b70b50e5420eb4eecac8cd652e7c.pdf?sfvrsn=7457c968_6)) to help with drafting your laws to meet the minimum requirements. Streamlined developed this option because we recognize the importance and benefits of a nonmember state adopting some of the core simplification and uniformity provisions as opposed to doing something completely different on its own. For example, Streamlined developed a uniform rate and jurisdiction database format that all 24 of our member states follow. This uniformity allows sellers to combine all of the information together for each of the states in which they make sales and integrate it into their system so that they can calculate the proper tax on those sales. If Missouri requires this information in a different format, it is going to be much more difficult for sellers, including Missouri sellers making sales into other states, to integrate this information with their system. Sellers are generally willing to collect and remit the state and local sales and use taxes due, but need states to make it easier for them to voluntarily comply. If a state makes it easy for sellers to voluntarily comply, the state may need to spend less on enforcement. However, if the laws are difficult for sellers to comply with, the state may need to spend more on enforcement to collect the same dollars. A state also needs to make sure that if it is going to require

remote sellers to collect and remit its state and local sales and use taxes it does not run afoul of the principles in the Commerce Clause which prohibit a state from discriminating against or imposing an undue burden on interstate commerce. South Dakota's membership in Streamlined and the simplification and uniformity provisions contained in its laws were specifically discussed in the Wayfair decision. Please see the information below discussing the Wayfair decision and potential risks the states still face in this area. While the requirements contained in the model legislation represent the minimum requirements Missouri would need to adopt to participate in Streamlined as a nonmember state, I strongly encourage you to adopt as many of the simplification and uniformity provisions as possible. Many of these provisions will further level the playing field between your in-state brick and mortar stores and remote sellers and help remove the undue burdens that may otherwise be imposed on remote sellers, as well as your own in-state brick and mortar stores whom you expect to collect and remit your sales and use taxes. The Wayfair Decision Our member states recognize that the system Streamlined developed played an important role in the United States Supreme Court's 2018 decision in South Dakota v. Wayfair, et. al. The Wayfair decision overturned the Court's 1992 decision in Quill v. North Dakota which said a state could not require a business without a physical presence in the state to collect and remit the state's sales and use taxes because of the undue burdens that would be placed on those out-of-state retailers. The Court ruled in Wayfair that its decision in Quill was wrong and that physical presence in a state is not required to create "substantial nexus" in that state. However, the Court did not rule specifically on whether South Dakota's laws discriminated against or imposed an undue burden on interstate commerce. Instead, the Court specially noted that some other principle in the Commerce Clause doctrine might still invalidate the South Dakota law at issue. The "other principle" to which the Court was referring was whether South Dakota's law discriminated against or imposed an undue burden on interstate commerce. Although the Court did not need to say anything further about the potential "undue burden" issue in its opinion since that issue was not the question before the Court, they took the liberty to provide their comments on and explain the features of South Dakota's laws which it indicated "...appear designed to prevent discrimination against or undue burdens upon interstate commerce..." Those features, according to the Court, were that (1) there was a safe harbor to protect businesses with only limited business in South Dakota; (2) the law could not be applied retroactively and (3) South Dakota had adopted the Streamlined Sales and Use Tax Agreement. The Court went on to indicate that the Streamlined Sales and Use Tax Agreement:

- Standardizes taxes to reduce administrative and compliance costs;
- Requires a single, state level administration;
- Provides uniform definitions of products and services;
- Requires simplified tax rate structures;
- Contains other uniform rules; and
- Provides sellers access to sales tax administration software paid for by the state and
- Sellers who choose to use such software are immune from audit liability.

While most nonmember states have taken specific action to address the first two features the Court identified (small seller threshold and no retroactive application), Missouri has not done that yet. However, the bills being considered here would implement an economic nexus threshold and presumably would not be applied retroactively so Missouri would be addressing those first two points noted by the Court. Missouri has a great opportunity to address the Court's third point of standardizing your taxes and reducing some of the administrative and compliance costs to help remove the undue burdens that may otherwise be imposed on remote sellers by amending these proposals and either joining Streamlined as a full member state or at least as a nonmember state. Not doing either of these may result in an increased risk for a challenge related to your remote sales tax collection authority. Success of the Streamlined Sales Tax Governing Board When Streamlined initially began, the member states believed that if they made the calculation, collection and reporting of the sales tax in their state simple and uniform, sellers would voluntarily come forward and register to begin collecting and remitting their taxes. Although some were skeptical at first, retailers began voluntarily registering, collecting and remitting the appropriate state and local sales taxes due in all the Streamlined member states, regardless of any physical presence. Streamlined now has over 13,000 retailers registered through the Streamlined Sales Tax Registration System and these retailers have collected and remitted nearly \$5 billion for the member states, that in many cases, may have otherwise gone uncollected. We are also seeing net increases of about 200 – 400 new sellers registering through Streamlined's registration system each month. While e-commerce was growing at double digits over the last several years, it skyrocketed due to the pandemic. This makes it increasingly important for states to make it easy for remote sellers to be able to calculate, collect and remit the proper sales tax. Joining Streamlined, even as a participating nonmember state, will help Missouri ensure that remote sellers are collecting and remitting the applicable sales tax and help level the playing field for your brick-and-mortar retailers. I look forward to working with Missouri on this important issue and answering any questions you may have as you consider having Missouri participate in Streamlined!



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<b>WITNESS NAME</b>		
<b>REGISTERED LOBBYIST:</b>		
WITNESS NAME: <b>TRACY KING</b>		PHONE NUMBER:
REPRESENTING: <b>GJ GREWE BROKERAGE AND DEVELOPMENT</b>		TITLE:
ADDRESS:		
CITY: <b>JEFFERSON CITY</b>		STATE: <b>MO</b>
		ZIP: <b>65109</b>
EMAIL: <b>tracy@strategiclobby.com</b>	ATTENDANCE: <b>In-Person</b>	SUBMIT DATE: <b>2/16/2021 6:21 PM</b>
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<b>WITNESS NAME</b>			
<b>REGISTERED LOBBYIST:</b>			
WITNESS NAME: <b>TRENT WATSON</b>		PHONE NUMBER: <b>3146060141</b>	
REPRESENTING: <b>MISSOURI ASSOCIATION OF COUNTIES</b>		TITLE:	
ADDRESS: <b>2930 VALLEY VIEW TERRACE</b>			
CITY: <b>JEFFERSON CITY</b>		STATE: <b>MO</b>	ZIP: <b>65109</b>
EMAIL: <b>trent@trentwatson.com</b>	ATTENDANCE: <b>In-Person</b>	SUBMIT DATE: <b>2/9/2021 9:43 PM</b>	

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