

HOUSE _____ AMENDMENT NO. _____

Offered By

AMEND House Committee Substitute for House Bill No. 0613, Page 16, Section 393.1445 by inserting after all of said Section the following:

“620.2300. 1. As used in this section, the following terms shall mean;

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

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

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

(4) "County average wage", the average wages in each county as determined by the department for the most recently completed full calendar year. However, if the computed county average wage is above the statewide average wage, the statewide average wage shall be deemed the county average wage for such county for the purpose of determining eligibility. The department shall publish the county average wage for each county at least annually. Notwithstanding the provisions of this subdivision to the contrary, for any project that is relocating employees from a Missouri county with a higher county average wage, the company shall obtain the endorsement of the governing body of the community from which jobs are being relocated or the county average wage for their project shall be the county average wage for the county from which the employees are being relocated;

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

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

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

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

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

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

7 (c) The area contains a manufacturing facility that is closed, undergoing closure, idle,
8 underutilized, or curtailed and that at one time employed at least two hundred employees;

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

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

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

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

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

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

27 2. The owner of a park seeking to establish a project shall submit a project application to
28 the department for certification of such project. The department shall review all project
29 applications received under this section and, in consultation with the department of natural
30 resources, verify satisfaction of the requirements of this section. If the department approves a
31 project application, the department shall forward such application and approval to the
32 commission.

33 3. Notwithstanding provisions of section 393.1030 to the contrary, upon receipt of an
34 application and approval from the department, the commission shall assign twice credit to any
35 electric power, renewable energy, renewable energy credits, or any successor credit generated
36 from:

- 1 (1) Renewable energy resources purchased from the biomass facility located in the park
2 by an electric power supplier;
3 (2) Electric power generated off-site by utilizing biomass fuel sold by the biomass facility
4 located at the park; or
5 (3) Electric power generated off-site by renewable energy resources utilizing storage
6 equipment manufactured at the park that increases the quantity of electricity delivered to the
7 electric power supplier.
8

9 Section B. Because of the need to ensure the creation of jobs through the utilization of
10 alternative energy sources, the enactment of section 620.2300 of this act is deemed necessary for
11 the immediate preservation of the public health, welfare, peace and safety, and is hereby declared
12 to be an emergency act within the meaning of the constitution, and the enactment of section
13 620.2300 of this act shall be in full force and effect upon its passage and approval."; and
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15 Further amend said bill by amending the title, enacting clause, and intersectional references
16 accordingly.
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