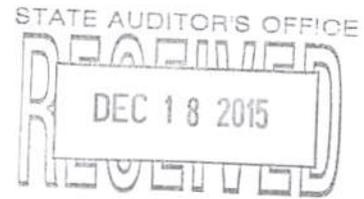




JASON KANDER
SECRETARY OF STATE
STATE OF MISSOURI



JAMES C. KIRKPATRICK
STATE INFORMATION CENTER
(573) 751-4936

ELECTIONS DIVISION
(573) 751-2301

December 18, 2015

16-181

The Honorable Nicole Galloway
State Auditor
State Capitol Building
Jefferson City, MO 65101

RE: Petition approval request from Andrew Linhares regarding a proposed statutory amendment to Chapter 386, version 1 (2016-181)

Dear Auditor Galloway:

Enclosed please find an initiative petition sample sheet for a proposal to amend the Revised Statutes of Missouri filed by Andrew Linhares on December 17, 2015.

We are referring the enclosed petition sample sheet to you for the purposes of preparing a fiscal note and fiscal note summary as required by Section 116.332, RSMo. Section 116.175.2, RSMo requires the state auditor to forward the fiscal note and fiscal note summary to the attorney general within twenty days of receipt of the petition sample sheet.

Thank you for your immediate consideration of this request.

Sincerely,

Jason Kander

cc: Hon. Chris Koster
Sheri Hoffman
Barbara Wood

16-181

County _____
Page _____

It is a class A misdemeanor punishable, notwithstanding the provisions of section 560.021, RSMo, to the contrary, for a term of imprisonment not to exceed one year in the county jail or a fine not to exceed ten thousand dollars or both, for anyone to sign any initiative petition with any name other than his or her own, or knowingly to sign his or her name more than once for the same measure for the same election, or to sign a petition when such person knows he or she is not a registered voter.

INITIATIVE PETITION

To the Honorable Jason Kander, Secretary of State for the State of Missouri:

We, the undersigned, registered voters of the state of Missouri and _____ County (or city of St. Louis), respectfully order that the following proposed law shall be submitted to the voters of the state of Missouri, for their approval or rejection, at the general election to be held on the 8th day of November, 2016, and each for himself or herself says: I have personally signed this petition; I am a registered voter of the state of Missouri and _____ County (or city of St. Louis); my registered voting address and the name of the city, town or village in which I live are correctly written after my name.

(Official Ballot Title)

RECEIVED
2015 DEC 17 PM 3:10
Jason Kander
MO. SEC. OF STATE

CIRCULATOR'S AFFIDAVIT STATE OF MISSOURI, COUNTY OF _____

I, _____, being first duly sworn, say (print or type names of signers)

NAME (Signature)	DATE SIGNED	REGISTERED VOTING ADDRESS (Street) (City, Town or Village)	ZIP CODE	CONGR. DIST.	NAME (Printed or Typed)
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
9.					
10.					
11.					
12.					
13.					
14.					
15.					

signed this page of the foregoing petition, and each of them signed his or her name thereto in my presence; I believe that each has stated his or her name, registered voting address and city, town or village correctly, and that each signer is a registered voter of the state of Missouri and _____ County.

FURTHERMORE, I HEREBY SWEAR OR AFFIRM UNDER PENALTY OF PERJURY THAT ALL STATEMENTS MADE BY ME ARE TRUE AND CORRECT AND THAT I HAVE NEVER BEEN CONVICTED OF, FOUND GUILTY OF, OR PLED GUILTY TO ANY OFFENSE INVOLVING FORGERY.

I am at least 18 years of age. I do ___ do not ___ (check one) expect to be paid for circulating this petition. If paid, list the payer _____.

Signature of Affiant (Person obtaining signatures) (Printed Name of Affiant) Address of Affiant

Subscribed and sworn to before me this _____ day of _____, A.D. 201__.

Signature of Notary Address of Notary
Notary Public (Seal) My commission expires _____

Be it enacted by the people of the state of Missouri:

16-181

Chapter 386 is amended by adding one new section, to be known as section 386.895, to read as follows:

- 386.895. 1. Any taxpayer that owns a solar powered electric energy generation unit that meets the requirements for net metering under section 386.890 and that has incurred costs and expenses related to the construction, design, and installation of that generation unit on or after the effective date of this section, shall, subject to the provisions of subsections 2 through 7 of this section, be allowed a state tax credit against the income taxes imposed pursuant to chapter 143 (except withholding imposed by sections 143.191 to 143.265), if the director of the department of revenue issues an eligibility statement for that project. The tax credit provided for in this section shall be known as the "Missouri Solar Energy Tax Credit".
2. The state tax credit allowed under this section shall not exceed thirty-five percent of the total costs and expenses incurred for the construction, design, and installation of that generation unit, up to a total of seventy-five thousand dollars per utility metered account; provided however that beginning in calendar years 2022 through 2031, the thirty-five percent limit on total costs and expenses shall be reduced by an amount of two percent per year, and the seventy-five thousand dollar limit shall be reduced by two thousand five hundred dollars per year, and such reduced limits shall apply to the tax credits allowed under this section during calendar years 2022 through 2031.
3. In no event shall the aggregate amount of all tax credits allowed under this section exceed fifty million dollars in any given calendar year for the period beginning with the effective date of this section through June 30, 2021. During the calendar years 2022 through 2031, this fifty million dollar limit for the calendar year shall be reduced each year by an amount equal to \$2.5 million dollars. No new tax credits provided for under this section shall be authorized after June 30, 2031. The department of revenue shall promulgate rules and regulations for the administration of tax credits issued pursuant to this section, and establish the procedure by which such tax credits may be claimed.
4. Any eligible applicant desiring to claim a tax credit under this section shall first request an eligibility statement from the department of revenue. The applicant shall identify: the generation unit for which a tax credit is claimed; the costs and expenses expected to be incurred by the applicant related to the construction, design, and installation of the unit; the nameplate capacity of the unit; and the ownership for the unit. The director of the department of revenue shall issue an eligibility statement within thirty (30) days of the request if it finds that the applicant qualifies for a credit under this section. Tax credits shall be awarded on a first-come, first-serve basis, until the limits as provided in subsection 3 of this section are reached. The department of revenue may promulgate rules and regulations relating to this certification process.
5. The credit authorized by this section shall not be refundable. Any amount of credit which exceeds the tax due for a taxpayer's taxable year may be carried forward to any of the taxpayer's five subsequent taxable years.
6. All or any portion of the tax credits issued in accordance with this section may be transferred, sold, or assigned to a third party. Certification of transfer, sale or assignment and other appropriate forms must be filed with the department of revenue.
7. The reporting provisions of the Tax Credit Accountability Act of 2004 apply to the tax credits issued under this section.