

BEFORE THE TAX CREDIT REVIEW COMMISSION
STATE OF MISSOURI

TRANSCRIPT
OF
COMMISSION MEETING

Taken on Friday, October 8, 2010

At 2:00 p.m.

At The General Services Building, University of Missouri
Columbia, Missouri

Reported by:

Lisa M. Banks, CCR No. 1087

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A P P E A R A N C E S

COMMISSIONERS PRESENT:

- STEVEN J. STOGEL, CO-CHAIRPERSON
- SENATOR CHUCK GROSS, CO-CHAIRPERSON
- REPRESENTATIVE SAM KOMO
- CRAIG VAN MATRE
- SHANNON WEBER
- BILL HALL

VIA TELEPHONE:

- ZACK BOYERS
- LUANA GIFFORD
- DEE JOYNER
- ALAN MARBLE
- TOM REEVES
- MIKE WOOD
- SENATOR ROBIN WRIGHT-JONES
- BILL MUSEK (ph.) From Representative Tim Flook's
office

STAFF:

- SALLIE HEMENWAY
- CHRIS PIEPER
- REX BURLISON

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1 CHAIRPERSON STOGEL: Bring the meeting to
2 order. This is the Governor's Tax Credit Review Commission.
3 It is a little after two o'clock. We have present Shannon
4 Weber, Craig Van Matre. Am I going to say that right?

5 COMMISSIONER VAN MATRE: Yeah. Close enough.

6 CHAIRPERSON STOGEL: Finally got it. Bill
7 Hall, Representative Komo, and Co-Chairs Steve Stogel and
8 Chuck Gross; from the Governor's Office Rex Burlison and a
9 host of DED and other staff interested in the issues.

10 So I think the first --

11 MR. VAN MATRE: You've got a bunch of people
12 on the phone, too.

13 CHAIRPERSON STOGEL: Oh, and -- okay. That's
14 right. And we have a number of people on the phone. Could
15 you all identify yourself? And we will take notes as well
16 as the meeting being recorded for later transcription.
17 whoever is on the line, go ahead and identify yourself.

18 MS. GIFFORD: Luana Gifford, AFC.

19 CHAIRPERSON STOGEL: Thanks, Luana.

20 MS. JOYNER: Dee Joyner.

21 CHAIRPERSON STOGEL: Hi, Dee.

22 MR. BOYERS: Zack Boyers.

23 CHAIRPERSON GROSS: who was that?

24 MR. VAN MATRE: Zack Boyers.

25 MR. BURLISON: Zack.

1 CHAIRPERSON STOGEL: Oh, hi, Zack.

2 COMMISSIONER WOOD: Mike wood.

3 CHAIRPERSON STOGEL: Hi, Mike.

4 SENATOR WRIGHT-WRIGHT-JONES: I'm sorry. Go
5 ahead.

6 MR. NASH: Troy Nash, from Kansas City.

7 CHAIRPERSON STOGEL: Hey, Troy.

8 SENATOR WRIGHT-JONES: Senator Robin
9 wright-Jones.

10 CHAIRPERSON STOGEL: welcome.

11 MR. MARBLE: Alan Marble.

12 CHAIRPERSON STOGEL: Alan Marble. Thank you.

13 MR. MUSEK: Bill Musek (ph), representing
14 Representative Tim Flook's office.

15 CHAIRPERSON STOGEL: Okay. welcome.

16 COMMISSIONER WOOD: Mike wood.

17 CHAIRPERSON STOGEL: Got you, Mike. Anybody
18 else?

19 COMMISSIONER WOOD: Okay.

20 CHAIRPERSON STOGEL: Do you want to do a
21 quick roll call? Maybe there's other folks.

22 CHAIRPERSON GROSS: Okay.

23 CHAIRPERSON STOGEL: Jim Anderson -- I know
24 Mark Gardner can't make it, but he called in a report.
25 David Kendrick. Pete Levi has said no. Melissa Randol,

1 Peggy Richter, Tom Reeves, Russ Still, Roy Wagner -- Ray
2 Wagner, and David Zimmerman. Representative -- Senator
3 Bartle, Senator Justice, Todd Weaver, and Shannon is here.

4 okay. Chuck.

5 while we're doing protocols, could everybody
6 in the audience sort of go around and sort of identify
7 themselves for the record.

8 MR. SCHMIDT: I'm Brian Schmidt with Joint
9 Committee on Tax Policy.

10 CHAIRPERSON STOGEL: Speak up, please.

11 THE COURT REPORTER: Going to have to get
12 louder.

13 MS. HEMENWAY: Sallie Hemenway with the
14 Department of Economic Development.

15 MR. PIEPER: Chris Pieper, Department of
16 Economic Development.

17 MR. CANTRELL: Matt Cantrell, Department of
18 Economic Development.

19 MS. TOPP: Sarah Topp with Gamble &
20 Schlemeier.

21 MR. SULLIVAN: Tom Sullivan, Affordable
22 Housing Coalition.

23 MS. KING: Tracy King, Missouri Chamber of
24 Commerce.

25 MS. WATTS: Katie Watts, Missouri Housing.

1 MS. TIDWELL: Jennifer Tidwell, Missouri
2 Housing.

3 MR. MOODY: Chris Moody, James R. Moody and
4 Associates.

5 MS. HENDERSON-MOORE: Susan Henderson-Moore,
6 Polsinelli Shughart.

7 MS. MURPHY FINN: Julie Murphy Finn,
8 Department of Economic Development.

9 MR. CRAIG: Leon Craig, Affordable Equity
10 Partners.

11 CHAIRPERSON STOGEL: Thank you, all. Thank
12 you for being here.

13 CHAIRPERSON GROSS: Minutes from the meetings
14 of September 8th, 13th, 14th, 20th and 21st have been
15 distributed via the website and also e-mailed, I believe, to
16 the Commission members.

17 I'm not sure we have a quorum, so if
18 everybody would take a look at those. And then, at a future
19 meeting, we'll officially approve or disapprove, but we'll
20 have a vote on approving those minutes. And --

21 REPRESENTATIVE KOMO: Mr. Co-Chair?

22 CHAIRPERSON GROSS: Yes? Representative
23 Komo.

24 REPRESENTATIVE KOMO: On the 8th --

25 CHAIRPERSON GROSS: Yes.

1 REPRESENTATIVE KOMO: -- I was not put on
2 that one, but I was present.

3 CHAIRPERSON GROSS: Okay.

4 REPRESENTATIVE KOMO: Just a --

5 CHAIRPERSON GROSS: So we'll -- unless
6 there's an objection, we'll correct those --

7 MR. PIEPER: There is a quorum.

8 CHAIRPERSON GROSS: Oh, we do have a quorum.
9 okay. We're told we have a quorum. Do we have a motion,
10 then, to accept the minutes with the change from
11 Representative Komo to put him as -- show him as attending
12 the September 8th meeting?

13 CHAIRPERSON STOGEL: So moved.

14 CHAIRPERSON GROSS: We have a motion. Do we
15 have a second?

16 MR. HALL: Second.

17 CHAIRPERSON GROSS: And we have a second by
18 Bill Hall. Any discussion on that motion? Okay. All in
19 favor say aye.

20 (All parties responded in the affirmative.)

21 CHAIRPERSON GROSS: Oppose say no.

22 (No response.)

23 CHAIRPERSON GROSS: Hearing no objection,
24 those minutes are approved of those five meetings. Just one
25 second, please.

1 MR. BURLISON: That next item on the --

2 CHAIRPERSON GROSS: Do we need to do
3 something with this, official -- the committee assignments?
4 Okay. We're just making sure we've got our act together,
5 that we're not missing something that we have to do to stay
6 legal here, and I think we're okay. So the next order of
7 business, then, is Report of Regional Public Hearings.

8 CHAIRPERSON STOGEL: Steve Stogel. We held
9 hearings in St. Joe, Joplin, St. Louis, Cape Girardeau and
10 Columbia. The -- most of the testimony was for the
11 particular tax credit program. There were some people who
12 testified that there shouldn't be any tax credits.

13 There was a lot of support for the low
14 income, the historic and the social tax credit programs.
15 And at least I learned a lot of stuff in the process,
16 particularly about the social programs and the way people
17 are actually using them. Those transcripts from the hearing
18 are all up on the website.

19 And I think, Chris, your -- and Matt are
20 taking the transcripts for each of the five hearings as to
21 each credit program and sending it to the committee chairs,
22 so they don't have to read through what was 30 hours of
23 public hearings.

24 But there -- individual sections, for
25 instance, on a NAP credit or a YUP credit are being

1 extracted so they can go to -- and we're doing the same
2 thing for each committee chair so that it's a faster read.
3 You know, it's not an updated version of War and Peace.

4 The -- there was pretty good attendance. And
5 it's now down to the issue of committee chairs and what the
6 definition of the Commission should be. Some of the
7 committees have started to meet, some of the committees will
8 be meeting.

9 And just to bring everybody up-to-date, Craig
10 suggested that we have this Commission hearing, and I
11 thought -- everybody thought it was a good idea, so we can
12 discuss both overall mission and current status.

13 And the only way this gets done, I think, is
14 if the committee chairs have the global mind set, as well as
15 to work within their committees for their assignments, and
16 then the Commission builds from each of the committees'
17 reports.

18 So Zack, do you want to start with historic,
19 just sort of globally where you might be?

20 MR. BOYERS: Absolutely. Zack Boyers of U.S.
21 Bank. We have had three committee meetings since September
22 20th, and -- but really, I would say, you know, good
23 conversations with various people, various members of the
24 committee.

25 The first meeting was topically involved

1 largely in-process administrative-related issues, ways --
2 concerns, in part, but also with an eye on perhaps creating
3 A, predictability, but, B, also efficiency. That was
4 substantively the conversation in that meeting.

5 The second meeting on October 1st, we were
6 joined by St. Louis University Professor Sarah Coffin, who
7 did a study called "An Evaluation of Missouri's Historic
8 Preservation Tax Credit Program on Job Creation and Economic
9 Activity." We asked her to come, discuss her findings, the
10 methodologies used, and the results -- results therein.

11 And, you know, that proves to be, perhaps,
12 one of the most critical questions that our subcommittee is
13 faced with, which is sort of valuing or evaluating the
14 impacts of this program. And it's not as easy as, perhaps,
15 it may seem, and there are different approaches to it.

16 October 7th, just yesterday, we had our third
17 subcommittee meeting. We were joined, and grateful to have,
18 Sallie Hemenway and the DED economist Alan -- whose last
19 name is escaping me at this moment; I apologize -- to talk
20 about DED's measurement of the program and its economic
21 impacts and other data points or series of data points to
22 help the subcommittee in its efforts to understand and
23 evaluate the effectiveness of the program and its benefits
24 to the state.

25 Steven, I'm not sure in what kind of detail

1 you want me to go in, but I will say that we have scheduled
2 for next week -- actually, Thursday, the 14th -- a -- an
3 extended session from actually 8:00 to 11:00 a.m. on
4 Thursday, to begin to cover -- to address the full
5 waterfront for this particular program, from looking at it
6 from administrative- or process-related issues, looking and
7 vetting ideas around that, looking at it from a
8 volume-related perspective.

9 There is conversations and ideas around that,
10 as it relates to the cap. And, also, looking at ways --
11 addressing ideas to find efficiencies, not just in
12 administrative- or process-related ways, but also as it
13 relates to making the credit more valuable or more
14 predictable for the state and its purposes.

15 And so we think that that will be a
16 session -- we hope -- of some value. It may be difficult as
17 we kind of develop areas of consensus. But the idea is to
18 get it all on the table and to begin vetting it, at least in
19 those buckets, so that some ultimate recommendation can be
20 made to the broader Commission.

21 CHAIRPERSON STOGEL: Thank you very much.
22 And we're -- we know the number of hours you're spending,
23 and we know the importance of -- because of the dollars
24 involved of getting focused in on this credit. And so,
25 Zack, thank you and all the other folks you're working with.

1 Greg Smith called a few minutes ago in
2 response to my phone call to him asking if Chuck and I could
3 be at that subcommittee meeting, at your -- you know, for at
4 least part of it, based on how you want to run it. So just
5 as you think about all that, that's a to-be-decided
6 question. But we would be available.

7 MR. BOYERS: Much appreciated. Thanks,
8 Steven.

9 CHAIRPERSON STOGEL: You're welcome. On the
10 low income, Mark Gardner can't make it. He called me a
11 couple of hours ago to report that he had a call yesterday
12 that -- the questions and committee assignments range from
13 should there be that credit at all, to how the credit could
14 be more efficient; should it have recapture; how do --
15 should the period be shortened; how can it be made more
16 efficient.

17 And within a week or ten days, he hopes to
18 have more input. But he is starting the committee process.
19 I'm noting also that Mark had been trying to get some
20 information from practitioners, both on the development side
21 and the syndication side, prior to that committee meeting.

22 I think, Craig, you were on that call?

23 COMMISSIONER VAN MATRE: Yeah. And there's
24 one real important thing that probably needs to be mentioned
25 in the --

1 CHAIRPERSON STOGEL: And so I'm asking Craig
2 now to add to it, because he was actually at that meeting
3 and --

4 COMMISSIONER VAN MATRE: The concept that we
5 want to see if it has any legs or not is the idea of using
6 the low interest rate environment to, in effect, monetize or
7 buy back these bolus of low income housing tax credits that
8 exist out there; in effect, what -- just to use a simplistic
9 example, the State would float a bond issue that would free
10 up enough cash to buy, on a discounted basis, all of the
11 yet-to-be-redeemed tax credits that are out there.

12 The testimony was that the cost to the state
13 was about 14 percent per annum on the money that is
14 represented by those credits out there. In effect, the
15 state has borrowed money represented by these credits to
16 fund these projects and is paying about 14 percent per annum
17 on the money borrowed in that fashion.

18 If we could replace that with 3 percent
19 money, which is what the state easily could borrow at, I
20 think, in today's interest rate environment, then we would
21 save 3 percent on, as it were, this debt that's out there.
22 And it would allow us to go forward from this point on with
23 a clean slate and a revised program -- whatever the revised
24 program looks like.

25 And so, obviously, there's quite a bit of

1 work to be done on that concept, but if it does have legs,
2 then we'd like to pursue that as part of the tax
3 committee -- as part of the low income housing tax credit
4 committee, so --

5 CHAIRPERSON STOGEL: Right. So the notion of
6 a buy-back, whether funded with a state bond issue or
7 private funds, or a pot of magic beans, is what we refer to
8 as the Dutch Auction approach. And for those of you who
9 aren't familiar with that, people get to surrender credits
10 for cash, and the best price is done.

11 There isn't a mechanism in state law as it
12 exists today to do it, so part of the Commission's
13 recommendation, we need to set up a board or a process to
14 allow that to be done with the cash source to be identified.

15 But somebody suggested to the Commission a
16 Dutch Auction be done from one of those sources, and other
17 people have added to the script to ease the burden on FY
18 '11, '12, '13, '14. Because if you use a dollar and buy
19 back a buck and a half or two, and depending on how you
20 finance it, it would great -- we would create a major budget
21 relief, because it would basically bolster general revenue.
22 And that was discussed at the committee.

23 And the last idea that was discussed at the
24 low income committee was in lieu of credits, should some
25 sort of grant process be done? So Mark Gardner has people

1 assigned out. I don't know exactly who's doing which one,
2 but Mark's going to memo it for the record, Chris, so that
3 we have assignments identified. I'm referring to DD
4 counsel. And this whole notion of a Dutch Auction is very
5 much alive. And that's the handle we've given it. So I'm
6 glad --

7 COMMISSIONER VAN MATRE: Yeah. It's just --

8 CHAIRPERSON STOGEL: -- the committee is
9 actually looking at it, as to low income, because, for the
10 record, there's about a billion dollars of FY '12 to '22 --
11 billion, thirteen million, I think, is the number I tallied
12 of trailing low income credits that are coming in over that
13 period.

14 And if they could bought back at a
15 significant discount, it would shrink that number. So it's
16 a very good -- I would urge Mark and you and the -- and that
17 subcommittee, Craig, to keep going on that issue, because
18 it's the biggest block of credits out there that are
19 streaming in over the next decade.

20 CHAIRPERSON GROSS: Quick item. Have we
21 added somebody to the call? If you -- if so, would you
22 please identify yourself?

23 MR. REEVES: Tom Reeves. I got on about
24 2:15 --

25 CHAIRPERSON GROSS: That's cool, Todd.

1 Thanks.

2 MR. REEVES: -- when you were approving the
3 five sets of minutes.

4 CHAIRPERSON GROSS: Okay. Anybody else?
5 Okay.

6 CHAIRPERSON STOGEL: The tax law stuff, I've
7 written a position paper -- Chris, I'll send it to you;
8 you'll put it up on the website -- to try to get the federal
9 government to change the reduction portion and make all
10 credits either deductible under 164 or payment credits.
11 It's a very long shot, but if it happens, it's fine. And so
12 that's -- the tax law wish and prayer.

13 But if you're interested in reading it, it
14 will be on the website, by Monday, Chris? I'll give -- I'll
15 give you a copy of it today, but we ought to post it.

16 And that's my subcommittee's report, so -- it
17 would help every -- it would help the State of Missouri --
18 the bordering states have 218 tax credit programs, and with
19 the assistance of the Novagradac Accounting Firm, we've
20 identified 49 states that have tax credit programs.

21 So if the federal government wants to allow
22 states to create their own stimulus programs for their own
23 needs, and other people might view this as state-right
24 issues, tax credits are the only form of state subsidy that
25 are specially taxed. And so we have an argument we may get

1 some traction on.

2 It's going to be a very interesting lame duck
3 session for tax law changes. That's all I'll predict. But
4 you'll know the position that has been taken by my
5 subcommittee, and we'll put it on the website.

6 Distressed communities.

7 CHAIRPERSON GROSS: That's Troy and --

8 CHAIRPERSON STOGEL: Deborah. Troy.

9 SENATOR WRIGHT-JONES: Hi. This is the
10 Senator. Troy, are you on the line? Hello? Troy Nash?

11 CHAIRPERSON STOGEL: He was.

12 MR. NASH: Can you hear me, guys?

13 SENATOR WRIGHT-JONES: I can.

14 MR. NASH: Hello. Hello. Hello.

15 CHAIRPERSON STOGEL: Troy?

16 SENATOR WRIGHT-JONES: Yeah, can you hear us?

17 CHAIRPERSON STOGEL: Yes.

18 MR. NASH: Yes. I can hear. I've been
19 listening to everything, but I -- but no, I wanted to defer
20 to my co-chair and friend and colleague, the honorable
21 senator there to speak first.

22 SENATOR WRIGHT-JONES: Okay. We have
23 scheduled our meetings for October the 18th and October the
24 21st. And this is how we're going to do it: I'm in Kansas
25 City -- I'm sorry. He's in Kansas City, I'm in St. Louis.

1 Todd weaver is here. Bill Hall is there.
2 And then we have Luana Gifford. And we're still kind of in
3 the middle state. I think roughly from the middle of the
4 state.

5 So conference calls: I will stage at Harris
6 Stowe University in the teleconference center; and Troy is
7 locating a place to stage on his end, and we'll all call
8 into one number. In my mind, we have six different credits
9 under our purview. We'll do three on the first day, three
10 on the second day, and then compile our report by the end of
11 the month.

12 So at this point, we're just waiting on a
13 place in Kansas City so we can develop our notice and get it
14 out, so if anybody wants to come in live, or if they want to
15 call in, they have that opportunity. And Troy, I believe is
16 inviting someone. Am I right about that?

17 MR. NASH: Sure. Yeah. And I'll just add to
18 the report. I have one private institution and organization
19 and one public. And I should confirm on Monday morning with
20 those folks which venue we will use for our series of
21 meetings.

22 Also, we are fortunate enough to have with us
23 Dr. Stephanie Kelton, who is a -- an economist over at the
24 University of Missouri-Kansas City who has specialized
25 expertise in taxation and finance and some interest in

1 distressed communities. So she will serve as a de facto
2 advisor to our committee -- subcommittee.

3 The other thing I would add -- and it's
4 become progressively difficult to do anything in Kansas City
5 because of my previous role on the City Council -- these
6 users of tax credits are hunting me down, so they're calling
7 me at work and I'm trying to steer everyone into these --
8 into the meetings that we're having.

9 But I have had conversations with folks, and
10 their conversations are all obviously for the program.
11 They'd like to see it continue. And then you get into the
12 more subtle issues of who's actually benefitting, frankly,
13 from the use of these type of programs, particularly in
14 economically deprived areas. And I think that's something
15 that our committee is going to have to grapple with, as
16 well.

17 SENATOR WRIGHT-JONES: And I'm going to
18 invite Dan Buck from Catholic Charities. I know on the
19 St. Louis -- well, many people are familiar with him. He is
20 making a transition to Cardinal Glennon, but his expertise
21 is what I'm after because he's been very successful in
22 leveraging many of these tax credits to make very successful
23 programs under the Catholic Charities umbrella. And I think
24 he'd have some valuable insight.

25 CHAIRPERSON GROSS: Senator, I -- just so

1 everybody knows, I had a meeting, and Steven was on the
2 phone for a while -- but I had a meeting today -- this
3 morning with Catholic Charities. Dan Buck was there. He
4 didn't mention that he was leaving. That's kind of sad.
5 He's been fantastic in -- with that group.

6 One of the things -- well, I don't want to
7 get into that now. I referred them to you, Bill Hall, on a
8 couple of items that they brought up, one of which was low
9 income. And so I'm referring them out to that committee.
10 But they've got a couple other items they want to visit with
11 you about, so I'll give you a call.

12 But Senator, you mentioned that your meetings
13 are scheduled for the 18th and the 21st?

14 SENATOR WRIGHT-JONES: Yes.

15 CHAIRPERSON GROSS: You have one, also, Bill,
16 don't you on the 18th?

17 MR. HALL: On the 18th. Right.

18 CHAIRPERSON GROSS: So -- and you have some
19 conflicting members, don't you, between those two
20 committees?

21 MR. HALL: I was just asking Sallie that
22 question.

23 MS. HEMENWAY: The members of the distressed
24 committee include Troy Nash, Senator Wright-Jones, Luana
25 Gifford, Russ Still, Bill Hall and Todd Weaver. The members

1 of the social programs and contribution, Bill Hall -- which
2 is -- which then represents a conflict; Senator Justice; Jim
3 Anderson; Luana Gifford -- which is another member of
4 conflict; Melissa Randolph; and Shannon Weber.

5 CHAIRPERSON GROSS: So two conflicts on that?

6 MS. HEMENWAY: There are two member
7 conflicts. I believe, though, the constituency is -- there
8 may be a little bit of crossover, but the constituency
9 between the contribution programs and the programs under the
10 distressed communities are two distinct groups.

11 CHAIRPERSON GROSS: Senator, what time is
12 your meeting on the 18th?

13 SENATOR WRIGHT-JONES: Well, I was thinking
14 first thing, because I was looking at doing three of the
15 credits one day and three on the other.

16 CHAIRPERSON GROSS: Right.

17 SENATOR WRIGHT-JONES: So the earlier the
18 start, the better, starting at 9:30, hoping to be done by
19 12:30; if not, reconvening at 1:30 and working until 3:30,
20 working through the bulk of the 15 questions that were
21 included in our committee assignments memo.

22 Since we don't have the information from the
23 testimony as of yet -- and I see Troy is being hounded
24 pretty much by people wanting to make sure that they have
25 some input or some thought about them, I think we could move

1 pretty easily and pretty rapidly.

2 I kind of want a fixed time frame on it so we
3 don't -- stay on subject and talk about what we came to talk
4 about. Now, I don't know what -- what is the time frame of
5 the other meeting?

6 CHAIRPERSON GROSS: From 10:00 to 4:00.

7 SENATOR WRIGHT-JONES: From 10:00 to 4:00.

8 see, it's the bulk of the day, all the way around. Okay.
9 So maybe, Troy -- you're on the line -- can we find another
10 day besides -- is anybody meeting that week?

11 CHAIRPERSON STOGEL: The Economic Development
12 folks and low income. The 19th may be open. If you could
13 move it to the 19th and the 21st, that could work.

14 SENATOR WRIGHT-JONES: well, the 21st we
15 already have our --

16 CHAIRPERSON STOGEL: Right.

17 SENATOR WRIGHT-JONES: Right. We've got one.
18 I don't know. Troy, what does your -- I have to make some
19 changes in my schedule on the 19th, potentially. what about
20 the 20th? Is anybody else meeting on the 20th?

21 CHAIRPERSON STOGEL: Yeah. The 20th Chuck
22 says is good, and 21st is -- the 20th or -- 19th or 20th,
23 Senator, seem to be good. And why don't you take a look at
24 it and just --

25 SENATOR WRIGHT-JONES: Troy, what about you?

1 MR. NASH: I'll make it work. I -- we just
2 need to settle on a date so that I can e-mail the folks to
3 get the venue --

4 SENATOR WRIGHT-JONES: So if somebody --

5 MR. NASH: -- before the -- yeah, I feel like
6 I just begged them for the 18th.

7 SENATOR WRIGHT-JONES: I know. Tell me about
8 it.

9 MR. NASH: That's okay. We did it. We can
10 get it again.

11 SENATOR WRIGHT-JONES: Okay. We'll attempt
12 to move the 18th. We'll attempt and see how that works on
13 the 19th or the 20th. I'll talk with Harris Stowe and Troy
14 will look at his calendar and his schedule.

15 MR. NASH: Okay. So you want me to check
16 with this venue for both the 18th -- or, I'm sorry, the 19th
17 and the 20th, or the 19th or the 20th?

18 SENATOR WRIGHT-JONES: 19th or the 20th,
19 whichever is available.

20 MR. NASH: Okay. I --

21 SENATOR WRIGHT-JONES: And I'll do similarly,
22 if Harris is available whichever one of those days.

23 MR. NASH: Okay. Very good. I will --

24 SENATOR WRIGHT-JONES: Okay. So that's where
25 we are, gentlemen. What time frame will we receive the

1 compilation of the testimony on the tax credits that
2 specifically are assigned to this committee or any other?
3 Do we have a time frame on that?

4 CHAIRPERSON STOGEL: Yes. Chris is
5 committing end of business Tuesday, all the committee chairs
6 and Commission members will have --

7 MR. PIEPER: Both the transcript testimony as
8 well as any exhibits submitted, any written testimony,
9 anything that we've received thus far to a credit that's
10 under their purview.

11 CHAIRPERSON STOGEL: That's -- so people
12 could hear, both the individual public testimony from -- at
13 each of the hearings as to that committee, as well as any
14 written submissions that came with that testimony will be
15 out to everybody by committee by the end of business
16 Tuesday.

17 SENATOR WRIGHT-JONES: Okay. That's good.
18 Okay. Well, that's our report.

19 CHAIRPERSON STOGEL: That's a very good
20 report. We're glad you're getting organized. And none of
21 this is easy, as we all have found out.

22 CHAIRPERSON GROSS: And Chris Pieper is the
23 clearinghouse. If you don't when other committees are
24 meeting or when they're talking about it, get a hold of
25 Chris and he'll help with the scheduling, so we can try to

1 avoid conflicts. They'll come up, but you can try that way.

2 SENATOR WRIGHT-JONES: All right. we'll do
3 that.

4 CHAIRPERSON STOGEL: Economic Development.
5 Pete Levi's, I think in D.C. today. They've called a
6 meeting for the 13th. And they're going to get going on the
7 morning of the 13th, I think.

8 MR. PIEPER: Eight o'clock.

9 CHAIRPERSON STOGEL: Eight o'clock in the
10 morning, so -- and Pete's had a lot of incoming traffic, and
11 so he has quite an assignment given the different needs of
12 St. Louis and Kansas City and rural Missouri. But he's
13 gearing up for it.

14 Social programs. Mr. Hall.

15 MR. HALL: Well, I think my report has been
16 given, but we have a meeting from 10:00 to 4:00 on the 18th.
17 Senator Justice and I have met on a number of -- a number of
18 times, trying to outline how we want that meeting to go. We
19 look forward to getting the testimony. And I think we'll be
20 ready to go by the 18th.

21 CHAIRPERSON STOGEL: Great. Chuck, global.

22 CHAIRPERSON GROSS: On global, I've been
23 putting together ideas that I've heard just recently, all
24 the way back over the years, for that committee to discuss.

25 But what I'd like -- because, inevitably, as

1 your committees meet, you're going to come across items that
2 you think probably cut across a number of credits, if not
3 all of them. So if you would send those to me by e-mail or
4 a phone call, I would appreciate it, so I can just keep
5 putting that list together.

6 And don't have a set date for a meeting. I
7 don't think we need one yet. But we'll get on that pretty
8 quickly. That's it.

9 CHAIRPERSON STOGEL: Agriculture and
10 Environment, Alan Marble -- Dr. Marble.

11 DR. MARBLE: Yes, Steve. We have not met
12 yet. I'm working with Sallie to get some background
13 information out to the members, because we have such a
14 diverse group of credits to look at, from alternative
15 fueling stations to wine and grape producers.

16 So I think we need a little more information
17 than was provided in the briefing materials. So we're
18 working with DED and DNR both to -- for background. But we
19 should have meetings scheduled soon. I'll be talking to
20 Sallie, and we'll work that out.

21 However, I'm very, very interested in the
22 next item on our agenda here, about this clarification,
23 because that will help us with our work a little bit.

24 CHAIRPERSON STOGEL: Okay. We have one more
25 committee, which is banking and insurance. Tom.

1 MR. REEVES: Yes. We have not met yet. We
2 are awaiting some information on the six credits that
3 basically we -- we're going to be looking at.

4 we -- they're administered differently. One
5 is Department of Revenue, which would be an interview that I
6 would suspect would take place once we get the basic
7 information.

8 And then the other is the Department of
9 Insurance, and we're learning that there's some interesting
10 nuances with respect to those credits that we definitely
11 need some background information on.

12 I would anticipate -- once we receive that
13 information, I would think in the next day or so that we
14 will then schedule a phone conference. We have four members
15 of the subcommittee, and I think we should be able to
16 assemble the group fairly quickly.

17 CHAIRPERSON STOGEL: Tom --

18 MR. REEVES: So I would anticipate maybe a
19 week from Monday or Tuesday getting that group actually
20 together so that they have a chance to study the information
21 ahead of time. And then we can probably schedule some
22 discussions with those departments.

23 CHAIRPERSON STOGEL: Tom, that information
24 was just handed to me. I will look at it, get
25 co-chairman --

1 MR. REEVES: Okay.

2 CHAIRPERSON STOGEL: -- Gross this. And if
3 you're -- want coffee tomorrow, I'll buy you a coffee
4 tomorrow morning.

5 MR. REEVES: I'm heading for Boston, so --
6 I'll be gone for a few days, and then we'll -- we can do
7 that.

8 CHAIRPERSON STOGEL: All right. Well, I'll
9 get it to you by e-mail over the weekend.

10 MS. JOYNER: This is Dee. Could I ask Tom a
11 quick question?

12 CHAIRPERSON STOGEL: Yeah.

13 MR. REEVES: Sure.

14 MS. JOYNER: Tom, do you have me down on that
15 committee? I got an e-mail sometime ago, and then I never
16 did hear anything else, so I wasn't sure.

17 MR. REEVES: Yeah. I definitely wanted to
18 connect with everybody and let you know that it didn't fall
19 off the table, but we were waiting for some base information
20 so that everybody could study up. And then I was going to
21 actually schedule a meeting. There's four of us. I've got
22 Senator Bartle, yourself, Craig and David Zimmerman. So --

23 MS. JOYNER: Okay. Thanks.

24 MR. REEVES: -- yeah, you're in the queue.

25 MS. JOYNER: I'm there.

1 CHAIRPERSON STOGEL: Rex.

2 MR. BURLISON: Zack, are you still on the
3 line?

4 MR. BOYERS: Yes, Rex, I am.

5 MR. BURLISON: Zack, yesterday, after the
6 meeting that we had, I stayed around and talked to a few
7 individuals. And there was a request that was made that in
8 order to try to address some of the concerns of accountants,
9 bankers and developers, that DED give a webinar presentation
10 about how applications are handled.

11 I don't know if any of the individuals got
12 back to you about that. My question is -- we have that
13 presentation prepared. In fact, we were ready to prepare it
14 last week in Columbia -- or present it last week in
15 Columbia. But I don't know whether you wanted that before
16 your 14th meeting or not.

17 MR. BOYERS: I would love to -- I mean,
18 whether I would want to have it done before the 14th?

19 MR. BURLISON: Yeah. That's --

20 MR. BOYERS: Is that it?

21 MR. BURLISON: That's really the question.
22 If you're going to have the big meeting on -- a big meeting
23 on the 14th, the question is whether you would like that
24 presentation via the webinar before that date, or after that
25 date is fine.

1 MR. BOYERS: Ideally, it would be before. I
2 just don't know that we can move that quick. But maybe you
3 and I can talk, or -- after the Commission meeting, Rex.

4 MR. BURLISON: Okay. I'll get a hold of you,
5 Zack.

6 MR. BOYERS: Okay. Thanks.

7 MR. BURLISON: All right.

8 CHAIRPERSON STOGEL: Would anybody else like
9 to cover items on -- before we go to -- our next issue is
10 that -- I'd like to invite Craig to talk about the e-mail he
11 sent out late last night?

12 COMMISSIONER VAN MATRE: Uh-huh.

13 CHAIRPERSON STOGEL: And I'm not sure
14 everybody has had a chance to read it yet. But Craig is
15 adding other questions besides the Big 15 that should be
16 addressed by the committees here. So --

17 COMMISSIONER VAN MATRE: Yeah. I --

18 CHAIRPERSON STOGEL: You're clearly invited
19 to speak for yourself on this one.

20 COMMISSIONER VAN MATRE: Well, is -- first, I
21 guess, did everybody get a copy of the e-mail sent out last
22 night? And if you didn't --

23 CHAIRPERSON GROSS: I'm looking for it now.
24 Thanks.

25 COMMISSIONER VAN MATRE: Okay. I --

1 UNIDENTIFIED SPEAKER: Yes. I did. Thanks.

2 CHAIRPERSON GROSS: I'll find it. Oh.

3 COMMISSIONER VAN MATRE: Okay. I've got a
4 hard copy here for --

5 CHAIRPERSON GROSS: Okay. I've got it now.
6 Thanks.

7 COMMISSIONER VAN MATRE: Okay. Does
8 everybody have a copy of the September 16 memo that the
9 co-chairs sent out with the 15 questions?

10 UNIDENTIFIED SPEAKER: Yes.

11 COMMISSIONER VAN MATRE: I mean, I think for
12 the subcommittees, and then ultimately for us, to do our
13 jobs, we got to -- we've got to know what's on and what's
14 off the table, and what's realistic for us to address or not
15 address in a short period of time. And you can already see
16 that we've having trouble getting together for meetings.

17 Just to jump ahead, I guess it's my belief --
18 I hope I'm correct -- that ultimately, the entire Commission
19 will get together and we'll wrestle through how we're going
20 to recommend what.

21 And there are just some preliminary things
22 that I outlined in my e-mail here that I thought would be
23 helpful for the subcommittees to use in making their
24 reports, and then ultimately for us to make our decisions.

25 And when we get to the end of the e-mail,

1 then I'm in hopes that we can schedule the meetings of the
2 Commission -- of the full Commission, so that we know and
3 put them on our calendar in time to work our other aspects
4 of our lives around those meetings.

5 I don't think I necessarily need to read the
6 e-mail out loud. But these are questions that -- at least,
7 to me -- I hope there's at least one other people that says,
8 Yeah, those same questions occur to me as being important to
9 be answered -- so that as we get this information, we have
10 pegs that we can put them on and utilize, ultimately, to
11 fashion this report.

12 So, I mean, in Paragraph 1, do we all agree
13 that part of our recommendation will be whether to eliminate
14 programs?

15 CHAIRPERSON STOGEL: Yes.

16 CHAIRPERSON GROSS: I think that --

17 CHAIRPERSON STOGEL: I think that's clearly
18 within the charge --

19 COMMISSIONER VAN MATRE: Okay.

20 CHAIRPERSON STOGEL: -- and the answer -- but
21 this is a work in process, and it's all definitional. But
22 the fact that there is a program doesn't mean it has to
23 stay; it can go. It can go because too few people were
24 served, or it's too special interest, or it's whatever.

25 And it's an open book to look at everything

1 honestly, including program elimination. That's clearly on
2 the table.

3 COMMISSIONER VAN MATRE: Then -- I mean, and
4 a corollary to that would be that we would reduce some of
5 these credits, perhaps, instead of eliminating the program.

6 And then the next issue would be whether we'd
7 recommend or not to replace them with direct appropriations.
8 So, I mean, maybe the easiest thing is if everybody's got
9 access to this e-mail, does anybody see any question under
10 Paragraph 1 that's not something we should do?

11 CHAIRPERSON STOGEL: I would only -- given
12 the time we have -- and personal opinion only -- Items F and
13 G, about prioritization and -- about prioritization. Which
14 credit is more important than the next? That's really in
15 the ambit, in my view, of the administration and the
16 legislature.

17 But the other items on this are all within
18 the recommendation of the committee. We can say, we like
19 these programs or not, or, Here are some alternatives or
20 not. But saying which credit is more important than the
21 other, at least -- I'm not ready to try to manage that
22 process. That one seems to be a legislative and an
23 executive branch decision.

24 COMMISSIONER VAN MATRE: Yeah. And the
25 reason I put that down there is because I think that

1 question will be asked of someone: If we're going to cut,
2 in what order should we cut? And if we can't provide that
3 recommendation, then perhaps scoring, in effect, each tax
4 credit isn't something we necessarily need to focus on.

5 But then if you're looking at all of them in
6 a vacuum, without any kind of a relative analysis, then I
7 don't know, is that as much help as the legislature and the
8 government want out of us? That's my question.

9 CHAIRPERSON STOGEL: Let's -- it's a good
10 question. Other people should jump in. But, you know, for
11 today's discussion, I'm more than okay --

12 SENATOR WRIGHT-JONES: which item are we
13 discussing in the first paragraph? This is Senator Jones.

14 CHAIRPERSON STOGEL: Senator Jones.

15 SENATOR WRIGHT-JONES: Are we talking about
16 clarification of our job?

17 COMMISSIONER VAN MATRE: Right.

18 CHAIRPERSON STOGEL: Yes. Under --

19 SENATOR WRIGHT-JONES: And which item were we
20 discussing specifically?

21 COMMISSIONER VAN MATRE: 1-F.

22 CHAIRPERSON STOGEL: 1-F.

23 SENATOR WRIGHT-JONES: F.

24 CHAIRPERSON STOGEL: Do we rank them in terms
25 of priority? It's -- so which one is the best? which one

1 is the worst?

2 SENATOR WRIGHT-JONES: well, I think from our
3 opinion, that would be fine. It would certainly be up to
4 the governor and then to the legislature to decide what
5 makes it through legislation and what doesn't.

6 But I could see that part of our job would be
7 to rank them in what we think would be the best
8 recommendation down to the least best recommendation.

9 CHAIRPERSON STOGEL: If we have broad
10 guidelines, like -- that the Commission votes for, if the
11 State puts out a dollar, except for social programs, when
12 does it get its dollar back?

13 If it's looked at and there's only three
14 people using the program, or it costs more to administer
15 than it produces -- or it generates 18 cents and a local
16 match isn't -- I'm thinking of the film credit which has
17 been discussed -- 18 cents and the local municipality
18 doesn't contribute anything, should it be continued?

19 I would like to still hold back on the
20 prioritization issue until we get to the scrubbing issue.
21 Because in the scrubbing issue, there may be elimination --
22 programs that could be eliminated. And we have to have a
23 more -- we have to have a stronger base of learning before
24 we get to the prioritization question.

25 Glad to keep it open, but for the moment, we

1 need input back from the committees, I think, about where
2 they're going to come out.

3 Not to pick on Bill Hall or to pick on
4 Economic Development, but they've got a basket of credits.
5 Should some be combined? Should there be -- credits be
6 reduced? Should, as one person testified, NAP credits
7 become more operational than capital? And see how it all
8 scores within each committee before we try to pick credits
9 and prioritize them: This is best, or this is worst.

10 I'd sort of like to defer that conversation.
11 But the other items, I think, are all excellent questions
12 for the committees.

13 CHAIRPERSON GROSS: I think -- this is Chuck
14 Gross. I think, also, if we can really do good work and
15 have a list of global issues dealt with -- and now, I'm
16 thinking I want to get started on that earlier than I was
17 originally anticipating -- that might set some guidelines
18 and tone.

19 For example, a suggestion that it come
20 forward was that -- actually, today, an interesting
21 suggestion was that -- on the social credits side, was that
22 the legislature establish a percentage of our tax credit
23 programs and commit that percentage, whether there's a
24 global cap or however the total is determined -- but set
25 aside a certain amount for social credits.

1 And, you know, that's a global issue, because
2 that means there's only a smaller percentage for all the
3 others, and it leads to that debate, which then filters down
4 to caps and those other things that the committees might be
5 working on.

6 So I think some of those global issues we
7 probably need to be tackling now, and might assist with that
8 prioritization. Because, just naturally, if there's an
9 agreement on a global issue, it will force a discussion and
10 kind of a ranking, at least verbally, if not a number score
11 kind of thing, of priorities.

12 COMMISSIONER VAN MATRE: Yeah, that's exactly
13 right. That question and answer that you just gave implies
14 that you are ranking these things, and you are saying the
15 first money goes here, and the rest of the money gets
16 distributed some other way.

17 And so that's the way, I think, it's going to
18 happen is, people are going to prioritize in their minds who
19 gets funded first and who gets funded second.

20 CHAIRPERSON GROSS: Right.

21 COMMISSIONER VAN MATRE: And the more
22 discipline we bring to that process, I think will help
23 everything in the -- follow -- that follows.

24 CHAIRPERSON GROSS: Okay. Then I -- on the
25 global side, then, Mr. Chairman, I'm going to get started

1 with all of our chairs participating in that. So everybody
2 be thinking about global issues that we need to bring to the
3 table pretty quickly to assist all the committees.

4 CHAIRPERSON STOGEL: And as a procedural
5 thought, to the extent anybody on the phone or anybody on
6 the Commission who would like to volunteer for yet other
7 committees, please let us know. It's -- this was just an
8 initial assignment. But if folks want to get more deeply
9 involved, welcome aboard more.

10 MR. BURLISON: Steven, can you -- like, can
11 you lay out generally what global issues that we've heard,
12 just to refresh people's -- I know we talked about the
13 clawbacks and sunsets --

14 CHAIRPERSON STOGEL: Global issues are things
15 like: How do you administer the program? Should it be done
16 inside or by contract outside? Clawbacks, amending tax
17 returns to get -- to use tax credits to carry back in time.
18 How long should the carry-forward be?

19 CHAIRPERSON GROSS: No credits greater than
20 25 percent was suggested.

21 CHAIRPERSON STOGEL: No credits --

22 CHAIRPERSON GROSS: You didn't like that one.

23 CHAIRPERSON STOGEL: But wait. I don't know
24 what that one means, Chuck.

25 CHAIRPERSON GROSS: well, that we have some

1 credits that are 50-percent tax credits, and one's 75.

2 CHAIRPERSON STOGEL: Wait. Should --

3 CHAIRPERSON GROSS: One suggestion that they
4 all be limited to 25. In other words, what -- the exact
5 wording I recall was, if you need that much of a credit for
6 the activity to happen, then maybe it shouldn't happen.

7 CHAIRPERSON STOGEL: It's -- there's a -- the
8 question is, is 50 percent the right number for the
9 contribution credit programs under Bill's committee; or 70
10 percent for rural areas; is that the right percentage?

11 CHAIRPERSON GROSS: Uh-huh.

12 CHAIRPERSON STOGEL: What else is on the --

13 CHAIRPERSON GROSS: Sunset. You --

14 CHAIRPERSON STOGEL: Oh.

15 CHAIRPERSON GROSS: You didn't talk about
16 that.

17 CHAIRPERSON STOGEL: Should the -- the major
18 global issue is, should credits exist at all, or should it
19 all be done by appropriation? There's one senator who is
20 very vocal about that issue.

21 should the program sunset -- we have -- in
22 the briefing materials book, there's four or five programs
23 that, in fact, have sunsetted, but in lieu of appropriations
24 of credits had a useful life or a stated life of five or
25 four or six years.

1 But with transition rules so people can plan
2 their businesses or their real estate development, should
3 sunset be part of this, or should credits -- maybe based on
4 Craig's notion of the discussion of priority -- be perpetual
5 until changed by the legislature? Now, that is a really
6 global issue.

7 SENATOR WRIGHT-JONES: Can I make a
8 suggestion? Since there are several, and since some of us
9 are not clear as to how everyone is defining "global," can
10 you do us an amended -- or can you do us another e-mail like
11 you did on the 15 questions? Tell us what we -- what are
12 the global issues as it relates to this Commission.

13 CHAIRPERSON GROSS: I'll tell you the --
14 we'll tell you the ones that we have so far, but I know it's
15 not an exhaustive list. We need others from folks.

16 CHAIRPERSON STOGEL: I'll write something
17 over the weekend --

18 SENATOR WRIGHT-JONES: Okay.

19 CHAIRPERSON STOGEL: -- get it to Chuck --

20 SENATOR WRIGHT-JONES: Okay. And that way,
21 we'll all know what we're working against her.

22 CHAIRPERSON STOGEL: We'll send it to DED --
23 to Chris, to make sure it's stated correctly, and we'll get
24 something out by Tuesday morning --

25 SENATOR WRIGHT-JONES: Okay.

1 CHAIRPERSON STOGEL: -- on what we consider
2 to be global issues. But I'll try the first stab at that.

3 SENATOR WRIGHT-JONES: Okay.

4 COMMISSIONER VAN MATRE: I mean, the problem
5 with that is, is that some of these global issues have more
6 application to one particular credit or one group of credits
7 than others.

8 CHAIRPERSON GROSS: True.

9 COMMISSIONER VAN MATRE: And so there will be
10 a lot of spillover. But it's -- I think it's good for all
11 the subcommittees to, in effect, realize that they've got
12 sort of a higher -- the global issues is all part of their
13 agenda to articulate as well as their specific credit
14 issues.

15 CHAIRPERSON STOGEL: Very good suggestion.

16 CHAIRPERSON GROSS: Good point.

17 CHAIRPERSON STOGEL: And we'll get something
18 out by Tuesday --

19 SENATOR WRIGHT-JONES: Okay.

20 CHAIRPERSON STOGEL: -- so that everybody has
21 it.

22 SENATOR WRIGHT-JONES: Yeah, that's great.

23 CHAIRPERSON STOGEL: Okay.

24 COMMISSIONER VAN MATRE: The last thing on my
25 list was whether we would clearly articulate the arguments,

1 in effect, for and against, and our reasoning, behind the
2 recommendation in our report as well as just the report
3 itself.

4 And that probably goes without saying, but
5 the more that our rationale is explained, probably the more
6 valuable it would be to the legislature and the governor, as
7 opposed to just the fact of the recommendation itself,
8 which --

9 CHAIRPERSON GROSS: A -- early in this
10 process, a reporter asked if I thought the report -- it was
11 kind of a casual conversation -- asked if I thought this was
12 going to end up in a short report or a lengthy report. And
13 I said, My guess is it's going to be a very lengthy report.

14 I think there's going to have to be
15 justification behind it, because they're too complicated to
16 just say, Oh, we like A and B, but we don't like C.

17 COMMISSIONER VAN MATRE: Right.

18 CHAIRPERSON GROSS: You've got to say why. I
19 think it's -- I think that's very important in there.

20 COMMISSIONER VAN MATRE: And I think by doing
21 that, we'll take the politics out of it and the parochial
22 interest, and it will be, in effect, like the classic jury
23 verdict, but it's been explained where they answer
24 interrogatories as to how they reached their decision.

25 CHAIRPERSON STOGEL: I think --

1 REPRESENTATIVE KOMO: (Indiscernible)
2 legislature out and say -- you know, sitting at the table is
3 one thing, but there's a lot more that's not sitting at the
4 table. And if we want them to do any legislative action,
5 the more we try to clarify without going too crazy --
6 because then you lose them with all the paperwork we're
7 going to get to do all kinds of other stuff.

8 But we can kind of do a good report, and then
9 give me some statistics, some reasoning behind our
10 decisions, I think you'll have a better chance of getting
11 that legislation.

12 COMMISSIONER VAN MATRE: Good. And then the
13 next part of my e-mail was just how we're going to go about
14 this. And I guess the very first question I've got is:
15 what do we think ought to be the vote that we take as a
16 Commission as a whole in order to ratify or approve a
17 particular concept?

18 Is it just a simple majority of the 25, or do
19 we need a supermajority in order for it to be, in effect,
20 part of our Commission's recommendation?

21 CHAIRPERSON STOGEL: Here's my thought,
22 again, breaking -- this has not been discussed, and there is
23 no script. My thought is each of the committee reports come
24 in. Each of the committees' reports then get presented to
25 the Commission. And then hopefully we'll have support of

1 the Commission for that committee's report, because they
2 become expert in those groups.

3 To the extent there are folks who don't like
4 that committee, we'll have some sort of minority report. So
5 everybody will get a vote. But, you know, if more than half
6 were to vote yes to support that committee, that's the
7 Commission's position, but minority reports are welcome.

8 There's just no way even Chuck and I can sort
9 through and second-guess the committees. That's why we have
10 them. And so if there's a dissenting report, or additional
11 comments, that's fine.

12 But that gets to your scheduling issue. When
13 do we have the committee reports? When can we discuss them?
14 when are they presented? When the committees then can meet
15 to finalize them. So they -- all the committee reports get
16 wrapped in the final Commission report.

17 REPRESENTATIVE KOMO: As a budget process,
18 the Commission on budget, where the appropriations
19 committees make reports, they bring it to the budget
20 committee -- the full budget committee. And then we kind of
21 go over those reports. And then we open discussion.

22 we may tweak a little bit, but the
23 committee -- that's why we always have people from each
24 appropriations committee argue -- their argument is already
25 there, but to have argument, reasons why they did this. And

1 a lot of times, we go with their report. It's just a matter
2 of having a bigger discussion at the table.

3 COMMISSIONER VAN MATRE: There's no doubt
4 that a committee will become expert, perhaps, on the nuances
5 of particular credits. So if it's a detail on how many days
6 between application and approval or things like that, those
7 are things that you couldn't expect the Commission as a
8 whole necessarily to weigh in on.

9 But there are so many other aspects of
10 credits that are going to be better served, I think, if the
11 Commission as a whole addresses it. And it's the classic
12 jury analogy again: It isn't that there's any one
13 particular group of people that has more expertise than
14 another. When you get into just sort of fundamental
15 fairness issues, the more people sitting at the table
16 talking about it, listening and thinking about it, the
17 better off you're going to get.

18 I mean, my personal preference is, I'd like
19 to see us not make a recommendation to the legislature, to
20 the governor that 60 percent of the people on the Commission
21 didn't sign onto.

22 REPRESENTATIVE KOMO: I think there's going
23 to be parts that you may decide in your subcommittees that
24 needs to be a bigger discussion. And I think you -- correct
25 me if I'm wrong -- but, I mean, I would think that you would

1 present it as that, that, I think this needs to be a bigger
2 discussion.

3 Same way: Here's the argument, the reason
4 why because here are the factors. And then when you bring
5 it to the rest of the Commission, I think you can have those
6 discussions on there and try to refine that report even
7 more.

8 CHAIRPERSON GROSS: I really have concerns,
9 but the reality is, the Commission, I think, is going to
10 have to be an amending Commission, just for logic purposes
11 if nothing else, because as we -- I think in all likelihood
12 we're going to have committee reports that come in that
13 somewhat conflict.

14 And I don't want to put a report out to the
15 governor or the legislature that they go, what is this
16 gibberish? On the one hand, the Commission is saying they
17 going this direction; on the other hand, the Commission says
18 they like going this direction. We're not going to do that.
19 So the -- so just for that reason alone, the Commission has
20 to be an amending Commission, where we can take those
21 reports and work out those differences, at least.

22 And then I also think it's too heavy-handed
23 for a committee of five, let's say, to speak for a committee
24 of 25. That's going too far. I -- that's dangerous ground
25 with all the work we got to do between now and the end of

1 November.

2 But I just don't think we can accept the
3 reports, take it or leave it. We could end up with a final
4 report that has, you know, one committee's recommendation,
5 because all the other ones we couldn't get 13 votes on. I
6 don't know.

7 But I think -- to answer your first question,
8 Craig, I think simple majority is the best way to go, if we
9 get down to that point. I like consensus instead of votes.

10 Everybody knows that when I ran committees,
11 we tried not to take votes; we tried to get people to say, I
12 can live a little bit with that and a little bit with that,
13 and try to mold the product in a way that they can support
14 it. But that's just a goal of mine.

15 COMMISSIONER VAN MATRE: well --

16 SENATOR WRIGHT-JONES: May I ask a question
17 of our larger committee of Stogel and Gross? Is our -- what
18 is our role here? Are we a recommending body? And just
19 say, In our study, these are the things that we've come
20 across, just -- and truly based on the study and the facts,
21 and just present that to the governor?

22 Or are we, indeed, telling him, This -- these
23 are the ones that we should eliminate; these should be
24 appropriated; these should be expanded, or whatever? How
25 are we -- in your mind, how are we fashioning this report to

1 the governor? Then I have another question.

2 CHAIRPERSON GROSS: I'm not sure I really
3 understood your question. I'm going to take a stab at it
4 and answer, anyway. As far as the report structure goes --

5 SENATOR WRIGHT-JONES: Uh-huh.

6 CHAIRPERSON GROSS: -- I think it should be a
7 series of recommendations both on global issues as well as
8 specific items in each tax credit program.

9 SENATOR WRIGHT-JONES: Uh-huh.

10 CHAIRPERSON GROSS: You know, and that may
11 take the form -- we're not going to do language. I think
12 we've agreed that we are not going to try to draft language
13 for a bill, try to draft a bill --

14 SENATOR WRIGHT-JONES: No.

15 CHAIRPERSON GROSS: -- or a statute. So
16 we're away from that. So we're more of, okay, you know,
17 Governor, your Commission has looked at these issues. We
18 believe the following recommendations should be considered
19 by you and the legislature -- and have those be global, and
20 then specifically by credit. We think this one, which is a
21 50-percent credit, should be 25 -- just as an example.

22 SENATOR WRIGHT-JONES: Okay.

23 CHAIRPERSON GROSS: Now, that's what I think.
24 And I'm not sure what my co-chair thinks about that.

25 CHAIRPERSON STOGEL: I think we need to

1 figure it out as we go along.

2 SENATOR WRIGHT-JONES: Okay. All right. So
3 we really haven't come to that point yet, you know, because
4 there are pros and cons.

5 I see, kind of as the Senator did, a
6 recommendation to the governor so he has some choices and
7 some latitude.

8 We are not creating a law at this point;
9 we're just going through all this material, listening to the
10 people that we listen to, and fashioned -- from what we've
11 read and what our professional staff has given us, fashioned
12 recommendations on some very clear points of fact, which I
13 think we have garnered at this point.

14 I think a simple majority vote, just like we
15 do on the budget. Those of us on the committee from both
16 sides -- both chambers and both sides of the aisle look at
17 the report, have the discussion and sign off or do not sign
18 off on it.

19 It's not so much a matter of a vote; it's a
20 matter of, this is what we did, this is who agreed, who
21 didn't, and it goes forward. It doesn't stop because of
22 lack of a vote. That's how we do it in the legislature.
23 And that would be a pretty clean way to do it inside of this
24 Commission.

25 And certainly, I think all the information

1 that we have garnered needs to be structured in such a way
2 that the governor and his staff have an opportunity to know
3 what we know.

4 I would not want any of this not to go
5 forward. Whether it's, in some minds, controversial or
6 negative or not, all of this information should go forward,
7 so when and if it does get to the floor in legislation that
8 we do have some really clear facts to back up some of these
9 viewpoints out of each committee and out of the committee as
10 a whole.

11 CHAIRPERSON STOGEL: I will -- this is Steve
12 Stogel. I would want to go further. And I think people are
13 prepared to go further.

14 And so my thought, at least for the committee
15 chairs, is that the committee chairs can't act in a vacuum;
16 they have to know what happens in the field and help craft
17 suggestions so that change can occur within the broad
18 parameters outlined by the governor for this Commission.

19 To just write a report saying, Credit X
20 should be cancelled because of this, Credit Y should be
21 modified to look like that, or, New Credit Z should be
22 created, if we have credits at all --

23 I'm going to take by way of example for
24 Credit Y the low income. There are -- that committee is
25 working hard with people who use that, and hopefully --

1 maybe they will, maybe they won't -- will come back with,
2 Here's how the program could meet the governor's job to --
3 charge to be more efficient, create more jobs, protect
4 investments while focused on the state's AAA rating -- which
5 implicit in that means a smaller amount of credits.

6 So we get actual suggestions from the
7 committees about a consensus -- Senator Gross's words -- for
8 that Commission so it could become legislation.

9 SENATOR WRIGHT-JONES: well, isn't that what
10 a recommendation is?

11 CHAIRPERSON STOGEL: But it's a
12 recommendation that has built-in consensus to it. That's
13 why the committees are very important in reaching that,
14 because the committee chairs and the committees have great
15 latitude.

16 So, I mean, I'm still going back to the
17 fine-tuning point, which is I believe the committee chairs
18 need great running room, and their work needs to be
19 explained and maybe amended by the Commission -- or
20 suggestions amended, but their final committee report
21 reflects work that we can adopt. So I'm advocating lots of
22 power for the committee chairs.

23 MR. VAN MATRE: Yeah. I think that's the
24 fundamental discussion that we've got to have here as a
25 Commission as a whole, because I think I'm hearing -- and

1 maybe I'm mishearing -- Steve and Chuck say different
2 things.

3 One; Steve is saying committee work is
4 entitled to deference and perhaps is binding in the absence
5 of being rejected by the Commission as a whole. I think
6 what I am saying, and what I think I heard Chuck say was,
7 No, the committee is entitled to respect and deference, but
8 it's not binding, and it has to be reconciled by the
9 Commission as a whole, and that everything that a committee
10 comes up with is fair game for discussion at the full
11 Commission level. And I think those are two different
12 approaches that we have to reconcile.

13 CHAIRPERSON GROSS: You did hear me
14 correctly. We're going to have to talk about it.

15 CHAIRPERSON STOGEL: We're all going to have
16 to talk about it. I'm not saying the committee reports are
17 absolute and finite, because they have to fit into the
18 global matrix and not be conflicting. I agree with that.

19 But there's no way, when Tom is done with
20 banking and insurance, that other folks are going to be as
21 knowledgeable as Tom. And so as the committee chair, he's
22 entitled to great deference and -- you know, so it all has
23 to fit together.

24 MR. VAN MATRE: Well, let me give you a quick
25 example on that. Let's suppose that the banking thing says

1 that sub-S credit should be eliminated because banks can
2 afford to pay it. And that's the only rationale.

3 CHAIRPERSON STOGEL: Using that as an
4 illustration, not --

5 MR. VAN MATRE: As an illustration only. All
6 right.

7 CHAIRPERSON STOGEL: Right. Okay.

8 MR. VAN MATRE: Whereas let's say when we
9 delve into it we find that it's necessary in order to
10 rectify some other disparity in the tax law, that it doesn't
11 really result in anything more than just adjusting things
12 back to where they would be if they were a C-Corporation.

13 CHAIRPERSON STOGEL: Well, if we -- if that's
14 the subcommittee's position and it comes up to the
15 Commission --

16 MR. VAN MATRIE: Uh-huh.

17 CHAIRPERSON STOGEL: -- and the Commission
18 has -- sees a conflict with the global position, the
19 Commission would talk with Tom and say, Is there a way to
20 reconcile this. And get your guys back in the room and
21 let's talk about it.

22 MR. VAN MATRE: But that implies that the
23 committee then has to revise its position, rather than the
24 Commission as a whole address that issue and say, Here's
25 what's going to go into our report.

1 CHAIRPERSON STOGEL: No. A committee could
2 keep its position and come back, and we could accept it and
3 note that, This provision is inconsistent with this
4 Commission report, because the world is not perfect and
5 there are 61 programs and there's going to be some
6 conflicts.

7 And this isn't a university exercise; this is
8 a exercise that will hopefully lead to legislation, and
9 hopefully be implemented and action taken so that there's
10 not an irrational January, to quote the governor.

11 REPRESENTATIVE KOMO: But I think the way you
12 get to that, though, I think you almost have to have this
13 whole -- the report come, the Commission digs through it,
14 maybe amends it, tweaks it, because then you'll get the
15 consensus of 60, 70 percent of the 25 at the table all
16 buying into it, instead of just four people on that
17 subcommittee digging their heels in and saying, No, that's
18 where we are; we're going to stay there.

19 MR. HALL: Steve, I'm not sure that we
20 couldn't solve some of this problem if we had a meeting on
21 the global issues, and we did that before the subcommittees
22 wrote their report, so they -- they know at the subcommittee
23 level what we're trying to achieve at the global level.

24 Because I think the global is really going to
25 drive the decisions that are made, and -- if the

1 subcommittees come up with suggestions that are
2 contradictory to the overall global proposals.

3 So if we had an initial meeting and said,
4 Let's all hash out what the global issues are, let's see if
5 we can get agreement on those issues, I think the rest of it
6 will fall out fairly quickly and pretty easily.

7 SENATOR WRIGHT-JONES: I am slightly
8 uncomfortable with having the report from any committee
9 being, in my mind, sanitized for the sake of the global
10 report, if you understand what I'm saying.

11 I think that if there is a dissenting opinion
12 between, for instance, the distressed communities report and
13 the -- and, for instance, the low income housing tax credit
14 report, that those discrepancies -- and I won't call them
15 discrepancies -- but those dissenting opinions be allowed to
16 stand in a minority report, and then you can go forward into
17 the general tax commission and create a report based on
18 consensus in other areas.

19 But I wouldn't go back and try to make my
20 report look like something for the sake of continuity when
21 the issue is: what are the issues?

22 If we find something different inside of
23 distressed communities than they do in low income, so be it;
24 that's a reality. Let's don't change it and morph it into
25 something to keep the final report okay moving down a

1 certain pipeline.

2 Let's have this dissent, and let's make it
3 real, because it's going to come up on the floor, one way or
4 the other. We need all the information we can get. If the
5 Supreme Court can do it, so can we.

6 But I don't want to sanitize, and that's what
7 I feel like I'm hearing -- you want me to sanitize the
8 report in some shape, shape or form, fashion in order to
9 make it palatable. I'm not going to do that.

10 CHAIRPERSON STOGEL: We -- that -- no one is
11 suggesting that. And Bill, the -- what we need to do,
12 I'll -- we'll commit to get out on Monday this global issue
13 statement. We'll move it up a day, so everybody can see it.

14 I think the notion of global issues, when you
15 look at it, won't deter the current schedule we're on. Some
16 of them are really technical. But let us take what's --
17 we've gotten scattered different papers. It's a really good
18 exercise. And let's get it out to everybody on Monday.

19 And then we'll assess whether we want to have
20 a conference call about global issues before we have
21 committee meetings or we can wedge it in next week. But
22 it's --

23 SENATOR WRIGHT-JONES: That makes -- that's
24 good. Let's do that.

25 CHAIRPERSON STOGEL: Let's do that and then

1 we can all decide how we want to proceed.

2 SENATOR WRIGHT-JONES: That way we'll all
3 know what the global issues will be, we'll have an idea of
4 how it's going to impact our individual committees, and then
5 we can work from there.

6 CHAIRPERSON GROSS: wait. I have to say
7 something here. Because of the nature and the makeup of the
8 committees that we have established, and the fact that, you
9 know, we didn't intentionally put a 50/50 mix on these
10 committees -- I mean, some of them are heavily, heavily
11 weighted in terms of being pro that tax credit.

12 SENATOR WRIGHT-JONES: Yes.

13 CHAIRPERSON GROSS: I do not -- I just think
14 it's a terrible way to go, that the Commission is going to
15 accept by policy a -- any particular committee's
16 recommendation. Because I'm telling you, we -- they -- they
17 just may be really contrary to what I think the mission of
18 this Commission is. And --

19 SENATOR WRIGHT-JONES: But it's only --

20 CHAIRPERSON GROSS: -- we can't do that.

21 SENATOR WRIGHT-JONES: -- information. They
22 may be contrary, but it's information that was garnered from
23 all the work that we've done. We just can't disregard it
24 because it could be controversial.

25 It should be there for consideration, and we

1 work towards some type of consensus report. But I don't
2 think we should overlook it. I don't think we should
3 suppress it. I don't think --

4 CHAIRPERSON GROSS: Yeah. Then it becomes --

5 SENATOR WRIGHT-JONES: -- we should be
6 fearful of it. I think it needs to be brought up and
7 discussed.

8 CHAIRPERSON GROSS: Then it would be --

9 SENATOR WRIGHT-JONES: I think it will come
10 up in the global issues, and we'll have a better way to go
11 to, you know, work through it.

12 CHAIRPERSON GROSS: Then it becomes a
13 minority report from those who disagree with the vote of the
14 Commission.

15 SENATOR WRIGHT-JONES: Absolutely. And it
16 should --

17 CHAIRPERSON GROSS: I'm fine with that.

18 SENATOR WRIGHT-JONES: Okay. I am, too.

19 CHAIRPERSON GROSS: I'm good with that.

20 SENATOR WRIGHT-JONES: That would be fine.

21 CHAIRPERSON GROSS: That's good.

22 CHAIRPERSON STOGEL: So, I mean, committee
23 chairs will present their stuff. And if the Commission
24 adopts it, so be it; and if not, we'll figure out the right
25 protocol.

1 But it's clearly open book. And the
2 committees were designed with some forethought. So the
3 committees should have the power to go forward and see if
4 they can get the Commission to go along with it, because
5 we're all operating under sort of this very broad charge
6 from the governor.

7 And, you know, we've attracted some interest
8 with the public hearings and with members of the
9 legislature, and so we're -- we're going forward.

10 MR. MARBLE: Gentlemen?

11 CHAIRPERSON GROSS: Oh, yeah. There's --
12 yeah, who is that?

13 MR. MARBLE: This is Alan Marble. Hi,
14 Commissioner.

15 CHAIRPERSON GROSS: Hey, Alan. Go ahead.

16 MR. MARBLE: You mentioned the committee
17 reports, if they are adopted by the Commission. What's the
18 process for adoption?

19 CHAIRPERSON GROSS: I'd say at a meeting,
20 we'll bring them forward. You'll make your recommendations.
21 We'll have discussion by the Commission. Individuals can
22 suggest changes. And hopefully we get to a point where
23 everybody says it's good and it becomes part of the final
24 report. That's the way I look at it. Mr. Chairman?

25 CHAIRPERSON STOGEL: I think that you have --

1 we need to start thinking about the first -- week of
2 November 4th, some sort of preliminary or, more
3 specifically, committee reports at a Commission hearing,
4 then a break, and then another Commission hearing by
5 mid-November, so that a report can be written, circulated
6 and concurred on.

7 So as we're moving towards this cycle, some
8 date in the first week of November for a Commission hearing,
9 a couple -- ten days in between, and then another Commission
10 hearing, and then drafts of the report are circulated. So
11 committees would have, you know, that as the schedule.

12 MR. MARBLE: I see the schedule. I guess the
13 question -- I know -- I heard someone talk about consensus a
14 while ago. I -- we all obviously would prefer that. There
15 may be occasions where consensus is not possible. Do you
16 suspect that a vote will be taken at that point? And if so,
17 will it be roll call?

18 CHAIRPERSON GROSS: Craig asked that
19 question, and my opinion, I'd like to do it by show of
20 hands. If we have to do a roll call because there's some
21 disagreement, then we'll do that. Ultimately, you got to
22 decide, and it comes down to a vote.

23 MR. MARBLE: I agree with that. I have
24 another -- one more brief question about the committee
25 report. Will it be -- a, if it is a vote, would it be an up

1 or down vote on the whole report, or could it be broken
2 apart?

3 CHAIRPERSON STOGEL: Well, hopefully we're
4 going to get to consensus and we won't have that --

5 MR. BILL: Well, you talked about amendments.

6 CHAIRPERSON STOGEL: Yeah. But it will be an
7 amending process. So I think it's something we have to sort
8 of let evolve, Alan.

9 REPRESENTATIVE KOMO: I would think that --

10 MR. MARBLE: I just -- just to clarify now,
11 we've got several different -- the committee here that I'm
12 looking at is a lot of diverse tax credits to look at.

13 There could be some that the whole committee
14 would say, Oh, that's a good idea, and some that they might
15 say, No, that's not a good idea.

16 I just was curious if it had -- you know, if
17 there's going to be an entire -- a vote on the
18 recommendation of the committee or pieces of it. I'm okay
19 either way.

20 REPRESENTATIVE KOMO: I would think as we go
21 through the Commission -- or the subcommittees' reports, if
22 we as a group accept it and say, That's good, that's in the
23 report, we move on to the next one. The next one we
24 don't -- we do not have consensus or we want to reevaluate
25 it or continue to look at it, and you table that one, go on

1 to the next one.

2 And as you approve them, you put them in --
3 they automatically start to go into the report with the idea
4 that as they go in the report, we must have had consensus on
5 the table. So when the report is finally given to us it's
6 really, at that point, just a fine-tuning mechanism --

7 CHAIRPERSON GROSS: I --

8 REPRESENTATIVE KOMO: -- mechanism --

9 CHAIRPERSON GROSS: -- I --

10 REPRESENTATIVE KOMO: -- for the final --

11 CHAIRPERSON GROSS: -- absolutely like that
12 idea, a lot. And once you make a decision that one is
13 closed, it stays closed. Otherwise, we'll never get done.
14 I like that idea a lot.

15 MR. MARBLE: (Indiscernible).

16 CHAIRPERSON GROSS: Yes.

17 MR. MARBLE: Yeah. Okay. Yeah. I like that
18 very much, too. So we just go through them piece and piece
19 and close the book.

20 CHAIRPERSON GROSS: Sounds good to me.

21 MR. MARBLE: Good.

22 CHAIRPERSON GROSS: Hopefully it will work
23 that way.

24 CHAIRPERSON STOGEL: Everybody is nodding.

25 MS. JOYNER: This is Dee. Could I ask a

1 question, please?

2 CHAIRPERSON GROSS: Proceed.

3 MS. JOYNER: The thing, I guess, that I'm
4 most concerned about is, because we have such a short time
5 frame, very complex issues with -- I, for one, am not an
6 expert on many of these, if any.

7 My concern is just that we really have a
8 tight schedule, that we all are aware of in terms of when
9 meetings are going to be held and when drafts are going to
10 be circulated for review so that we really can -- I know I,
11 for one, and I'm sure everybody on this call has the same
12 problem: There's a lot of other things going on.

13 We're willing to set them aside if we know
14 when meetings are going to be and what the expectations are.
15 So it would really be helpful if the chairs could get
16 together and put that together, and make sure that there's
17 enough time between when drafts come out, that we've got a
18 chance to read it before we're asked to come to a meeting
19 and vote on it.

20 I just worry because we're on such a tight
21 time frame that it's going to slip away from us very easily
22 if we don't get these things calendared in now.

23 CHAIRPERSON GROSS: You are absolutely
24 correct. And the co-chair and I just said we're going to do
25 that before we get off the phone today. So we'll set

1 schedules before we hang up.

2 MS. JOYNER: Great.

3 CHAIRPERSON GROSS: I'd like to just take a
4 minute and thank Craig. I've read through his e-mail now,
5 sitting here, trying to participate in the conversation.
6 And if you haven't looked at it, I think it raises a lot of
7 good questions.

8 A lot of them we're going through; some we
9 won't. But some good things in here, such as the issue of
10 whether we give short-term as well as long-term
11 recommendations. I personally think you're right: we've
12 got to do that. We've got to give them something in their
13 hands right now, as well as -- and some of the issues are
14 long-term issues, and some are those that have immediate
15 budget impact.

16 But just -- that's just an example. I
17 encourage everybody to read through this, because he put a
18 lot of thought into it, and I think it's very productive.

19 CHAIRPERSON STOGEL: Concur.

20 COMMISSIONER VAN MATRE: Thank you.

21 CHAIRPERSON STOGEL: Thank you very much,
22 Craig, actually, for that. And to the extent others want to
23 help define the mission of the Commission, please be our
24 guest. We are truly scripting this as we go along, day by
25 day. But Thanksgiving is the outside date.

1 So Senator Gross and I will come up with
2 dates for Commission hearings so we can schedule
3 subcommittees, today, and we will get an e-mail out --
4 Chris --

5 CHAIRPERSON GROSS: Let's do it on the phone.

6 CHAIRPERSON STOGEL: -- tomorrow.

7 REPRESENTATIVE KOMO: Can't we just do it
8 now?

9 CHAIRPERSON GROSS: Can we do it on the
10 phone?

11 CHAIRPERSON STOGEL: Sure. Yeah. There's a
12 suggestion to do it now.

13 CHAIRPERSON GROSS: Yeah. That's what I want
14 to do.

15 CHAIRPERSON STOGEL: Okay.

16 MR. BURLISON: Steven --

17 CHAIRPERSON GROSS: Everybody grab their
18 calendars while we're talking.

19 MR. BURLISON: while we're doing this, to
20 what Craig was mentioning, I think it's important if Chris
21 can give us an outline of what he's going to post Tuesday
22 from the transcripts, because they've done a lot of work
23 with the transcripts.

24 MR. PIEPER: Just again, what we've been
25 asked to do is to go through the hearing testimony and to

1 call out for every witness what credit are they testifying
2 about -- I mean, a few testified about all credits, but most
3 had a specific one in mind.

4 To take that and to provide that, along with
5 any written testimony regarding that credit, any other
6 written submissions that we've received -- that members of
7 the Commission have received, that they've provided to us at
8 DED, and then providing that as a package to the committee
9 chairs for the relevant credit.

10 So if someone had some testimony about the
11 historic credit, Zack Boyers, on Tuesday, will receive that
12 transcript testimony.

13 MR. VAN MATRE: Perfect.

14 MR. PIEPER: And it will be posted under
15 the -- I think what we're going to do is a link for each
16 committee, and then have the testimony posted under each
17 committee, and then all the credits that they're assigned.

18 CHAIRPERSON STOGEL: Good. That's a huge
19 task. And Chris, we thank you greatly.

20 The -- looking at the calendar, if -- October
21 29th the initial committee reports are penciled in. The
22 first week of November, we could meet on the 2nd or 3rd or
23 4th or 5th.

24 REPRESENTATIVE KOMO: The 2nd is election
25 day.

1 CHAIRPERSON STOGEL: We should not do it on
2 election day. And we shouldn't do it the day after election
3 day. So how about the 4th? No. We all need --

4 CHAIRPERSON GROSS: Does anybody have an
5 objection to the 4th?

6 REPRESENTATIVE KOMO: Well, I know elected
7 officials will be coming -- a lot of everybody will be
8 coming up to Jeff City, anyway, because there will be
9 leadership stuff. So you'll have a lot of -- any elected
10 officials -- there's not a lot of us, but --

11 CHAIRPERSON GROSS: That's right. You all
12 caucus --

13 REPRESENTATIVE KOMO: -- there's a few of us.

14 CHAIRPERSON GROSS: -- after the election?

15 REPRESENTATIVE KOMO: Yeah. So we'll be in
16 Jeff City or around this area, so --

17 MR. VAN MATRE: So on the 4th, the best
18 time -- you guys caucus better or -- would it better time,
19 morning or afternoon for us to meet to --

20 REPRESENTATIVE KOMO: I do not know when --
21 we probably caucus more in the -- we'll have meetings on --
22 late on the 3rd, and probably caucus sometime in the morning
23 or afternoon, I would think. I mean, Senator, do you
24 know --

25 SENATOR WRIGHT-JONES: Generally, we do

1 caucus on the 4th, the Thursday after the election.

2 CHAIRPERSON STOGEL: Then maybe we should
3 just do it --

4 CHAIRPERSON GROSS: We need four calls to be
5 made -- and I'll volunteer to make them -- to the minority
6 and majority caucuses, and the House and the Senate, just to
7 see if they already have their schedule set. Probably do,
8 because --

9 SENATOR WRIGHT-JONES: well, I can guarantee
10 you --

11 CHAIRPERSON GROSS: -- it's basically the --

12 SENATOR WRIGHT-JONES: -- we meet on that
13 Thursday.

14 CHAIRPERSON GROSS: Oh, you know? Okay.

15 SENATOR WRIGHT-JONES: I know for a fact that
16 that's the day that we convene.

17 CHAIRPERSON GROSS: Good.

18 REPRESENTATIVE KOMO: well, then, let's do
19 Friday.

20 CHAIRPERSON STOGEL: why don't we just do
21 Friday, the 5th?

22 SENATOR WRIGHT-JONES: Yeah.

23 CHAIRPERSON GROSS: Any objections to Friday,
24 the 5th?

25 CHAIRPERSON STOGEL: And have the committee

1 report --

2 MS. JOYNER: I cannot do Friday, the 5th. I
3 have to chair another board meeting that day, so I just
4 can't get out of it.

5 CHAIRPERSON GROSS: who is that?

6 THE COURT REPORTER: who was that?

7 MR. BURLISON: Dee Joyner.

8 MS. JOYNER: Oh, it's Dee.

9 CHAIRPERSON STOGEL: Oh, hi, Dee.

10 MS. JOYNER: Any other day that week is fine,
11 but not Friday. But I --

12 MR. VAN MATRE: when you caucus, you think --

13 MS. JOYNER: -- go ahead if everybody else
14 can.

15 MR. VAN MATRE: -- you go through the whole
16 day?

17 CHAIRPERSON GROSS: okay.

18 REPRESENTATIVE KOMO: It's usually -- I would
19 think -- Senator, do we normally caucus in the afternoon?
20 I'm thinking 1:00 or so.

21 SENATOR WRIGHT-JONES: Generally, I think in
22 the afternoon. It gives people travel time. The 4th -- how
23 long a meeting are we talking about?

24 CHAIRPERSON STOGEL: Oh, this one will be
25 long.

1 SENATOR WRIGHT-JONES: Oh, well, that
2 wouldn't be a good day, no matter what.

3 CHAIRPERSON STOGEL: Right. I think that --
4 I think the notion of the committee reports are due on the
5 1st, but the elections occur -- let's meet on the 5th? In
6 Jefferson City or Columbia?

7 CHAIRPERSON GROSS: Do Jeff City. We got to
8 give --

9 CHAIRPERSON STOGEL: Jeff City --

10 CHAIRPERSON GROSS: It really needs to be
11 there.

12 CHAIRPERSON STOGEL: Jeff City. And that
13 will be the next Commission hearing with the committee
14 reports due on the 1st, straggling in on the 2nd. Give
15 everybody a couple of days to get it circulated. And we'll
16 start early in the morning, like 9:30 on the 5th -- give
17 people some travel time. And we'll go all day.

18 SENATOR WRIGHT-JONES: This will be in Jeff
19 City?

20 CHAIRPERSON STOGEL: Yep. And then the next
21 meeting would be the 16th or 17th of November, so that all
22 the amending and caucusings and other things can be squared
23 up.

24 And then there's a few days for Chuck and I
25 to get a draft out and get everybody's comments so we can

1 barely make it by the 24th. But that's okay. So I would
2 suggest the 17th, in Jeff City, at 9:00.

3 SENATOR WRIGHT-JONES: I won't be able to
4 make that. I could do it by phone for most of the morning,
5 but I wouldn't be available in the afternoon on the 17th.
6 The 16th is better, but do what you have to do.

7 CHAIRPERSON STOGEL: All right. So why don't
8 we start on -- can you make the 16th, Senator?

9 SENATOR WRIGHT-JONES: Yes.

10 CHAIRPERSON STOGEL: All right. Well, let's
11 start on the 16th with the notion that it could go over.

12 CHAIRPERSON GROSS: I think once we get into
13 this, we better be ready to do -- not an all-nighter -- two
14 days, because it's going to have to be some back and forth
15 on some of these issues.

16 As the Representative said earlier, it may be
17 a situation where a committee report comes forward, or some
18 recommendations come forward, and Staff needs a little time
19 to crunch some numbers; a group may need to sit back and
20 work on it.

21 I -- personally, I'm going to reserve both
22 days on my calendar, 16th and 17th. And if you can't do
23 both, try to be on the phone, but in person is better.

24 CHAIRPERSON STOGEL: Or available.

25 UNIDENTIFIED SPEAKER: Will this be Jeff City

1 again?

2 CHAIRPERSON GROSS: I'm recommending we do
3 all the rest of the meetings in Jeff City, because we've got
4 to get -- we -- I -- I take full blame for this.

5 I don't think that we have done a good job
6 getting the legislature involved in this. I've tried, but
7 it's been hit and miss. And the best way to do it is do it
8 in their backyard. And I want -- I think we need to have
9 them in Jeff City. I don't know if -- how everybody --

10 REPRESENTATIVE KOMO: That's a good --

11 CHAIRPERSON GROSS: -- feels about that --

12 REPRESENTATIVE KOMO: That's a good thing

13 about --

14 CHAIRPERSON GROSS: -- but that's the way --

15 REPRESENTATIVE KOMO: -- having it on the

16 5th.

17 CHAIRPERSON GROSS: -- I feel about it.

18 REPRESENTATIVE KOMO: Maybe we get some
19 stay-over. And not just that, but then Economic Development
20 staff is there if they need to get resources. It's a lot --
21 probably a lot easier for them to go next door than it is
22 to --

23 CHAIRPERSON STOGEL: That's all a good
24 suggestion. Maybe after the elections, as part of the
25 caucuses that are going to occur from both sides of the

1 aisle, we can wrangle invitations to -- since they're all
2 there, to do some briefings.

3 REPRESENTATIVE KOMO: You'll have them in
4 town probably from the 3rd on.

5 CHAIRPERSON STOGEL: To the extent we can get
6 invitations, Senator, or Senator Bartle --

7 SENATOR WRIGHT-JONES: Yeah.

8 CHAIRPERSON STOGEL: -- and Representative to
9 go and tell them where we are and get their thoughts, since
10 they're all assembled --

11 SENATOR WRIGHT-JONES: Now, when you say --

12 CHAIRPERSON STOGEL: -- might be --

13 SENATOR WRIGHT-JONES: -- get their thoughts,
14 are you talking formally or informally? Because you're
15 getting ready to open a can of worms, here.

16 CHAIRPERSON STOGEL: Maybe it wasn't a good
17 thought.

18 SENATOR WRIGHT-JONES: Certainly, they need
19 to be informed, and they have the ability to look at the
20 website, and to come in and sit in. But when you say
21 "involved," you better define that very carefully, or we'll
22 be back at the drawing board even in December. I would
23 say --

24 CHAIRPERSON STOGEL: We'll figure that one
25 out later.

1 SENATOR WRIGHT-JONES: -- that -- I would say
2 send out a calendar of our meetings, those that we've set
3 for the subcommittees and for the overall committee, and
4 direct them to the website, and that we will be in Jefferson
5 City on these days, and they're welcome to join the
6 proceedings, you know -- sit in. But when you start --

7 CHAIRPERSON GROSS: I think that's a great
8 idea. Senator, and anybody else -- Representative Komo,
9 anybody else from the legislature that's listening in, pass
10 the word along. We want them to be there, I would say, as
11 we sit around a table orf Commission members, I would like
12 them to be at the table, sitting there, giving us ideas,
13 feedback, suggestions, et cetera.

14 SENATOR WRIGHT-JONES: Yeah, well, you better
15 be prepared to stay until Christmas.

16 CHAIRPERSON GROSS: I'm ready.

17 SENATOR WRIGHT-JONES: Because if you put
18 them in the conversation and they haven't been at this
19 point, we're going to have to digest everything that we've
20 done thus far. And we know what -- some of these positions
21 are -- they -- they're very strident about where they are.

22 And are we ready to amend any of our
23 committee work to embrace these things at this point, or,
24 you know, what are we going to do with that? When we get
25 them around the table to discuss, you know, just be

1 prepared. That's all I can tell you for sure.

2 CHAIRPERSON GROSS: Okay.

3 CHAIRPERSON STOGEL: Anything else? Anything
4 else?

5 CHAIRPERSON GROSS: Anything else from
6 anybody on the phone?

7 COMMISSIONER VAN MATRE: what about a -- just
8 in case --

9 MR. NASH: No. I think you guys have covered
10 everything. This is Troy Nash from Kansas City.

11 CHAIRPERSON GROSS: Thanks, Troy. Craig.

12 COMMISSIONER VAN MATRE: Do you think we
13 ought to have some kind of a extraordinary backup date, like
14 the 22nd or 23rd, in case we aren't able to reconcile things
15 on the 17th?

16 CHAIRPERSON GROSS: That's a good idea.
17 Craig's suggestion is that we have a backup date in case
18 we -- in case we don't get things done on the 16th and 17th.
19 I'm going to say no, we don't want a backup date. Let's get
20 it done on the 17th.

21 COMMISSIONER VAN MATRE: Okay.

22 CHAIRPERSON GROSS: But I'll be looking.
23 Point well taken. Anything else from anybody? In that
24 case, let's have a motion to adjourn.

25 REPRESENTATIVE KOMO: So moved.

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MS. JOYNER: So moved.

CHAIRPERSON GROSS: We have a motion -- and we have a second. All in favor say aye.

(All parties responded in the affirmative.)

CHAIRPERSON GROSS: Opposed say no. We are adjourned.

(Off the record.)

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CERTIFICATE OF REPORTER

I, Lisa M. Banks, CCR within and for the State of Missouri, do hereby certify that the witness whose testimony appears in the foregoing proceeding was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor connected with any of the parties to the action in which this proceeding was taken, and further, that I am not a relative or employee of an attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the

Lisa M. Banks, CCR

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