

SECOND REGULAR SESSION

HOUSE BILL NO. 1625

95TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES NANCE (Sponsor) AND SATER (Co-sponsor).

4123L.01I

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 208, RSMo, by adding thereto one new section relating to notices to parents or guardians of uninsured children.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 208, RSMo, is amended by adding thereto one new section, to be known as section 208.632, to read as follows:

208.632. 1. For all taxable years beginning on or after January 1, 2010, each taxpayer shall indicate on the taxpayer's income tax return, or on a separate instruction list for the tax return that allows the taxpayer to provide the information required under this section, whether each dependent child claimed as an exemption on the taxpayer's income tax return has health care coverage. If any such child does not have health care coverage, and the taxpayer's household income does not exceed the highest income level under 42 U.S.C. Section 1397CC, as amended, the department of revenue shall provide notice to such taxpayer that the uninsured dependent child may qualify for health insurance under the state children's health insurance program (SCHIP) authorized in sections 208.631 to 208.657.

2. The notice shall be developed by the department of social services, and shall include information on enrolling the child in the program. No notice relating to the state children's health insurance program shall be provided to the taxpayer under this section other than the notice developed by the department of social services under this section.

3. Notwithstanding any other provision of law to the contrary, no penalty shall be assessed upon any taxpayer who fails to provide or provides any inaccurate information required under this section.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 **4. The department of revenue may adopt rules to implement the provisions of this**
19 **section. Any rule or portion of a rule, as that term is defined in section 536.010, that is**
20 **created under the authority delegated in this section shall become effective only if it**
21 **complies with and is subject to all of the provisions of chapter 536 and, if applicable,**
22 **section 536.028. This section and chapter 536 are nonseverable and if any of the powers**
23 **vested with the general assembly pursuant to chapter 536 to review, to delay the effective**
24 **date, or to disapprove and annul a rule are subsequently held unconstitutional, then the**
25 **grant of rulemaking authority and any rule proposed or adopted after August 28, 2010,**
26 **shall be invalid and void.**

27 **5. The department of revenue, in collaboration with the department of social**
28 **services, shall report annually to the governor and the general assembly on the following:**

29 **(1) The number of families claiming a state exemption for dependent children;**

30 **(2) The number of families claiming a state exemption for dependent children who**
31 **indicate the absence of health care insurance for such dependents;**

32 **(3) The number of families who received information on the state children's health**
33 **insurance program under this section; and**

34 **(4) The number of families who received the information in subdivision (3) of this**
35 **subsection and applied to the state children's health insurance program.**

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