

HOUSE _____ AMENDMENT NO. _____

Offered By _____

AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 0469, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

“143.115. 1. As used in this section, the following terms mean:

(1) "Deduction", an amount subtracted from the taxpayer's Missouri adjusted gross income to determine Missouri taxable income for the tax year in which such deduction is claimed;

(2) "Made in America", manufactured or produced within the United States of America or, if premanufactured, having a fair market value at least seventy percent of which results from domestic labor and materials;

(3) "Storm shelter", an above-ground safe room or an in-ground shelter in or near the taxpayer's primary residence that protects from injury or death caused by dangerous and extreme windstorms, that is in compliance with the requirements established in the Federal Emergency Management Agency's Publication 320 or its successor publication in effect at the time the storm shelter was completed, and in compliance with the International Code Council 500/National Storm Shelter Association standards with the National Storm Shelter Association seal of quality verification, serial number and Certificate of Installation provided with each storm shelter that is installed, and that is made in America;

(4) "Taxpayer", any individual subject to the income tax imposed in this chapter.

2. In addition to all deductions listed in this chapter, for all taxable years beginning on or after January 1, 2013, a taxpayer shall be allowed a deduction for the costs incurred in constructing a storm shelter. The deduction amount shall be equal to the lesser of the full amount of the costs incurred in constructing the storm shelter or five thousand dollars. No taxpayer shall claim a tax deduction more than once under this section.

3. The aggregate amount of tax deductions which may be issued under this section in any one fiscal year shall not exceed two million dollars. The tax deductions issued under this section shall be issued on a first-come, first-served filing basis.

4. The department of revenue shall establish the procedure by which the deduction provided in this section may be claimed, and may promulgate rules to implement the provisions of

1 this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is
2 created under the authority delegated in this section shall become effective only if it complies with
3 and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This
4 section and chapter 536 are nonseverable and if any of the powers vested with the general
5 assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a
6 rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule
7 proposed or adopted after August 28, 2012, shall be invalid and void.

8 5. Under section 23.253 of the Missouri sunset act:

9 (1) The provisions of the new program authorized under this section shall automatically
10 sunset on December thirty-first six years after the effective date of this section unless reauthorized
11 by an act of the general assembly; and

12 (2) If such program is reauthorized, the program authorized under this section shall
13 automatically sunset on December thirty-first twelve years after the effective date of the
14 reauthorization of this section; and

15 (3) This section shall terminate on September first of the calendar year immediately
16 following the calendar year in which the program authorized under this section is sunset.”; and
17

18 Further amend said bill by amending the title, enacting clause, and intersectional references
19 accordingly.