

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Bill No. 24, Page 27, Section 137.095, Line 20, by
2 inserting after all of said line the following:

3 "143.115. 1. As used in this section, the following terms mean:

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

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

9 (3) "Storm shelter", an above-ground safe room or an in-ground shelter in this state in the
10 taxpayer's primary residence or on the taxpayer's real property that protects from injury or death
11 caused by dangerous and extreme windstorms, that is in compliance with the requirements
12 established in the Federal Emergency Management Agency's Publication 320 or its successor
13 publication in effect at the time the storm shelter was completed, and that is made in America;

14 (4) "Taxpayer", any individual who is a resident of this state and who is subject to the
15 income tax imposed in this chapter.

16 2. In addition to all deductions listed in this chapter, for all taxable years beginning on or
17 after January 1, 2014, a taxpayer shall be allowed a deduction for the costs incurred in constructing
18 or installing a storm shelter. The deduction amount shall be equal to the lesser of the full amount of
19 the costs incurred in constructing the storm shelter or two thousand five hundred dollars. No
20 taxpayer shall claim a tax deduction more than once under this section, and no deduction shall be
21 issued for more than one storm shelter constructed or installed by such taxpayer for the taxpayer's
22 primary residence.

23 3. The aggregate amount of tax deductions which may be issued under this section in any
24 one fiscal year shall not exceed two million dollars. If the amount of tax deductions claimed under
25 this section exceeds two million dollars, the director of the department of revenue shall establish a
26 procedure by which, from the beginning of the fiscal year until some point in time later in the fiscal
27 year to be determined by the director, the cumulative amount of tax deductions are equally
28 apportioned among all taxpayers allowed a tax deduction under this section. The director may
29 establish more than one period of time and reapportion more than once during each fiscal year. To
30 the maximum extent possible, the director shall establish the procedure described in this subsection
31 in such a manner as to ensure that taxpayers can claim all the tax deductions possible up to the
32 cumulative amount of tax deductions available for the fiscal year.

33 4. The department of revenue shall establish the procedure by which the deduction provided
34 in this section may be claimed, and may promulgate rules to implement the provisions of this
35 section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under
36 the authority delegated in this section shall become effective only if it complies with and is subject to
37 all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536

Action Taken _____ Date _____

1 are nonseverable and if any of the powers vested with the general assembly under chapter 536 to
2 review, to delay the effective date, or to disapprove and annul a rule are subsequently held
3 unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after
4 August 28, 2013, shall be invalid and void.

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

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

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

12 (3) This section shall terminate on September first of the calendar year immediately
13 following the calendar year in which the program authorized under this section is sunset."; and
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15
16 Further amend said bill by amending the title, enacting clause, and intersectional references
17 accordingly.