

House _____ Amendment NO. _____

Offered By _____

1 AMEND Senate Committee Substitute for Senate Bill Nos. 638 & 647, Page 1, in the Title, Line 3,
2 by deleting the word "benevolent"; and

3
4 Further amend said bill, Page 10, Section 135.647, Line 69, by inserting immediately after said line
5 the following:

6
7 "620.3030. 1. This section shall be known and may be cited as the "Economic Education
8 Partnership Act".

9 2. As used in this section, the following terms mean:

10 (1) "Educational benefits", the funds provided by an employer to a qualified individual or to
11 an accredited educational institution for a period of up to five years to pay any portion of the tuition
12 or fees for a qualified individual pursuing an associates degree, bachelors degree, masters degree, or
13 doctorate degree in health care, engineering, or information technology related programs;

14 (2) "Employer", a business with facilities in Missouri that has entered into an agreement with
15 the department of economic development that memorializes the employer's obligation to employ a
16 qualified individual upon the completion of the individual's degree or training for at least the same
17 length of time as the employer is authorized under this section to retain withholding taxes for the
18 amount spent on providing educational benefits or training to the qualified individual;

19 (3) "Qualified individual":

20 (a) An individual:

21 a. Who is a resident of this state;

22 b. Who is employed by an employer in Missouri;

23 c. Has an annual individual gross income of two hundred thousand dollars or less; and

24 d. Pursues an associates degree, bachelors degree, masters degree, or doctorate degree in
25 health care, engineering, or information technology related programs;

26 (b) An individual who is a resident of this state, is engaged in an internship at an employer in
27 Missouri and pursues an associates degree, bachelors degree, masters degree, or doctorate degree in
28 health care, engineering, or information technology related programs;

29 (4) "Withholding tax", the state tax imposed by sections 143.191 to 143.265.

30 3. An employer that provides educational benefits to a qualified individual for an
31 employment position in the health care, engineering, or information technology fields for no more
32 than one year, may retain one hundred percent of the withholding tax from the employer's employees
33 up to the amount of educational benefits provided for a period of five years from the first date on
34 which the employer provides the educational benefits.

35 4. Before an employer is authorized to retain withholding taxes under subsection 3 of this
36 section, the employer shall enter into an agreement with the department of economic development

Action Taken _____ Date _____

1 that memorializes the employer's obligation to employ a qualified individual for at least the same
2 length of time as the employer is authorized to retain withholding taxes for the amount spent on
3 providing educational benefits to the qualified individual under this section. Any employer who fails
4 to comply with the agreement with the department shall immediately cease retaining any
5 withholding tax and shall forfeit all rights to retain withholding tax. The employer shall repay any
6 amounts of withholding tax retained plus interest of five percent per annum.

7 5. An employer shall not retain withholding tax for educational benefits provided to any
8 qualified individual who is a relative of a director, manager, or owner of the business within the
9 fourth degree, by consanguinity or affinity.

10 6. The aggregate amount of withholding tax that may be retained by all employers under this
11 section shall not exceed two million dollars.

12 7. The department of economic development may audit employers to ensure compliance
13 with the provisions of this section.

14 8. An employer that has provided educational benefits prior to the effective date of this act
15 shall only use retained withholding tax authorized under this section for providing additional
16 educational benefits.

17 9. The department of economic development and the department of revenue may promulgate
18 rules to implement the provisions of this section. Any rule or portion of a rule, as that term is
19 defined in section 536.010, that is created under the authority delegated in this section shall become
20 effective only if it complies with and is subject to all of the provisions of chapter 536 and, if
21 applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers
22 vested with the general assembly under chapter 536 to review, to delay the effective date, or to
23 disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking
24 authority, and any rule proposed or adopted after August 28, 2014, shall be invalid and void.

25 10. Notwithstanding the provisions of section 23.253, the program authorized under this
26 section shall expire seven years after the effective date of this act."; and

27
28 Further amend said bill by amending the title, enacting clause, and intersectional references
29 accordingly.