

HOUSEAMENDMENT NO. ____Offered byof

1 AMEND House Committee Substitute for House Bill No. 1583, Page 3,
 2 Section A, Line 33, by inserting after all of said line the
 3 following:

4 "135.1161. 1. As used in this section, the following terms
 5 mean:

6 (1) "Disabled employee", any person who is employed by the
 7 taxpayer claiming the tax credit under this section for a minimum
 8 of forty weeks in each taxable year for which the credit allowed
 9 under this section is claimed and who:

10 (a) Is determined to be at least fifty percent disabled by
 11 the Social Security Administration or the Department of Veterans'
 12 Affairs; or

13 (b) Is determined to be disabled by the division of
 14 vocational rehabilitation and is participating in the division's
 15 job placement program;

16 (2) "Small business", any business that employs fifty or
 17 fewer employees and that hires a disabled employee or a person
 18 recently discharged from a correctional facility;

19 (3) "Tax credit", a credit against the tax otherwise due
 20 under chapter 143, excluding withholding tax imposed by sections
 21 143.191 to 143.265;

22 (4) "Taxpayer", any small business subject to the tax
 23 imposed in chapter 143, excluding withholding tax imposed by
 24 sections 143.191 to 143.265.

25 2. For all taxable years beginning on or after January 1,
 26 2015, a taxpayer shall be allowed a tax credit for hiring a
 27 disabled employee or a person discharged from a state or federal
 28 correctional facility within the twelve months immediately
 29 preceding the hiring. The tax credit amount shall be equal to

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1 five hundred dollars for each such person employed, subject to
2 the following:

3 (1) In the case of a disabled employee, such small business
4 shall employ the person for an average of twenty-five hours per
5 week, and the person shall be employed for at least one year
6 before the small business is eligible for the tax credit;

7 (2) In the case of a person discharged from a correctional
8 facility within the twelve months immediately preceding the
9 hiring, such small business shall employ the person for an
10 average of forty hours per week, and such small business shall
11 employ such person for at least one year before the small
12 business is eligible for the tax credit. Upon meeting all
13 eligibility requirements, the small business shall be eligible to
14 claim the tax credit for the next three years.

15 3. The amount of the tax credit issued shall not exceed the
16 amount of the taxpayer's state tax liability for the tax year for
17 which the credit is claimed. If the amount of the tax credit
18 issued exceeds the amount of the taxpayer's state tax liability
19 for the tax year for which the credit is claimed, the difference
20 shall not be refundable but may be carried forward to any of the
21 taxpayer's three subsequent taxable years. No tax credit issued
22 under this section shall be transferred, sold, or assigned. The
23 aggregate amount of tax credits which may be issued under this
24 section in any one fiscal year shall not exceed ten million
25 dollars. The tax credits issued under this section shall be
26 issued on a first-come, first-served filing basis.

27 4. The department of revenue may promulgate rules to
28 implement the provisions of this section. Any rule or portion of
29 a rule, as that term is defined in section 536.010, that is
30 created under the authority delegated in this section shall
31 become effective only if it complies with and is subject to all
32 of the provisions of chapter 536 and, if applicable, section
33 536.028. This section and chapter 536 are nonseverable and if
34 any of the powers vested with the general assembly pursuant to
35 chapter 536 to review, to delay the effective date, or to
36 disapprove and annul a rule are subsequently held
37 unconstitutional, then the grant of rulemaking authority and any

1 rule proposed or adopted after August 28, 2014, shall be invalid
2 and void.

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

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

8 (2) If such program is reauthorized, the program authorized
9 under this section shall automatically sunset on December thirty-
10 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
13 calendar year immediately following the calendar year in which
14 the program authorized under this section is sunset."; and
15

16 Further amend said title, enacting clause and intersectional
17 references accordingly.