

FIRST REGULAR SESSION

HOUSE BILL NO. 579

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE SCHNELTING.

0440H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for veterans.

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

Section A. Chapter 135, RSMo, is amended by adding thereto one new section, to be known as section 135.580, to read as follows:

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

(1) "Qualified amount", for any qualified taxpayer in a given tax year, an amount equal to five thousand dollars or an amount up to the aggregate amount of the qualified taxpayer's real estate and personal property tax burden, whichever is greater;

(2) "Qualified taxpayer", any individual subject to the state income tax imposed under chapter 143, excluding the withholding tax imposed under sections 143.191 to 143.265, who is a veteran or who is the surviving spouse of such veteran;

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

(4) "Veteran", any person who served in any branch of the Armed Forces of the United States, including the National Guard or any reserve component of the Armed Forces, and was discharged or released from service under conditions other than dishonorable. Notwithstanding any other provision to the contrary and for the purposes of this section, the term "veteran" shall include the person's surviving spouse.

2. For all tax years beginning on or after January 1, 2024, a qualified taxpayer shall be allowed to claim a nonrefundable tax credit against the taxpayer's state tax liability in an amount equal to the taxpayer's qualified amount.

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 **3. If the amount of the tax credit exceeds the taxpayer's state tax liability, the**
19 **difference shall not be refundable. No tax credit claimed under this section shall be**
20 **carried forward to any subsequent tax year.**

21 **4. No tax credit claimed under this section shall be assigned, transferred, sold, or**
22 **otherwise conveyed.**

23 **5. The department of revenue shall promulgate all necessary rules and**
24 **regulations for the administration of this section including, but not limited to, rules**
25 **relating to the verification of a taxpayer's qualified amount. Any rule or portion of a**
26 **rule, as that term is defined in section 536.010, that is created under the authority**
27 **delegated in this section shall become effective only if it complies with and is subject to**
28 **all of the provisions of chapter 536 and, if applicable, section 536.028. This section and**
29 **chapter 536 are nonseverable and if any of the powers vested with the general assembly**
30 **pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul**
31 **a rule are subsequently held unconstitutional, then the grant of rulemaking authority**
32 **and any rule proposed or adopted after August 28, 2023, shall be invalid and void.**

33 **6. Under section 23.253 of the Missouri sunset act:**

34 **(1) The provisions of the new program authorized under this section shall**
35 **automatically sunset six years after the effective date of this section unless reauthorized**
36 **by an act of the general assembly;**

37 **(2) If such program is reauthorized, the program authorized under this section**
38 **shall automatically sunset twelve years after the effective date of the reauthorization of**
39 **this section; and**

40 **(3) This section shall terminate on September first of the calendar year**
41 **immediately following the calendar year in which the program authorized under this**
42 **section is sunset.**

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