

FIRST REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE NO. 2 FOR
HOUSE BILL NO. 713

102ND GENERAL ASSEMBLY

1197S.05C

KRISTINA MARTIN, Secretary

AN ACT

To repeal sections 136.370, 137.115, 143.011, 143.022, 143.071, 143.114, 143.124, 144.030, and 273.050, RSMo, and to enact in lieu thereof eight new sections relating to taxation, with an emergency clause for a certain section.

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

Section A. Sections 136.370, 137.115, 143.011, 143.022,
2 143.071, 143.114, 143.124, 144.030, and 273.050, RSMo, are
3 repealed and eight new sections enacted in lieu thereof, to be
4 known as sections 136.370, 137.115, 143.011, 143.022, 143.071,
5 143.114, 143.124, and 144.030, to read as follows:

136.370. **1.** Pursuant to chapter 143 and chapter 144,
2 the director shall waive any interest or penalty assessed
3 against any taxpayer when it is determined by the director,
4 the administrative hearing commission, or a court of law
5 that the negligence of an employee of the department
6 resulted in undue delay, as defined by rule or regulation,
7 in either assessing tax or notifying the taxpayer of the
8 liability owed. Such waiver of interest or penalty shall be
9 for that amount attributable to the period of delay and for
10 any time that the penalty or interest is under appeal.

**2. Notwithstanding any provision of law to the
12 contrary, the director shall refund to a taxpayer the amount
13 of sales and use tax assessments paid by such taxpayer when**

EXPLANATION-Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

14 it is determined by the administrative hearing commission or
15 a court of law that the negligence of or incorrect
16 information provided by an employee of the department
17 resulted in the taxpayer failing to collect and remit sales
18 and use tax assessments that were required to be collected
19 and for which the department subsequently audited the
20 taxpayer. A taxpayer shall file a claim for refund no later
21 than April 15, 2024, to receive a refund pursuant to this
22 subsection.

137.115. 1. All other laws to the contrary
2 notwithstanding, the assessor or the assessor's deputies in
3 all counties of this state including the City of St. Louis
4 shall annually make a list of all real and tangible personal
5 property taxable in the assessor's city, county, town or
6 district. Except as otherwise provided in subsection 3 of
7 this section and section 137.078, **for all calendar years**
8 **ending on or before December 31, 2023**, the assessor shall
9 annually assess all personal property at thirty-three and
10 one-third percent of its true value in money as of January
11 first of each calendar year. **Except as otherwise provided**
12 **in subsection 3 of this section and section 137.078, for all**
13 **calendar years beginning on or after January 1, 2024, the**
14 **assessor shall annually assess all personal property at**
15 **thirty-one percent of its true value in money as of January**
16 **first of each calendar year.** The assessor shall annually
17 assess all real property, including any new construction and
18 improvements to real property, and possessory interests in
19 real property at the percent of its true value in money set
20 in subsection 5 of this section. The true value in money of
21 any possessory interest in real property in subclass (3),
22 where such real property is on or lies within the ultimate
23 airport boundary as shown by a federal airport layout plan,

24 as defined by 14 CFR 151.5, of a commercial airport having a
25 FAR Part 139 certification and owned by a political
26 subdivision, shall be the otherwise applicable true value in
27 money of any such possessory interest in real property, less
28 the total dollar amount of costs paid by a party, other than
29 the political subdivision, towards any new construction or
30 improvements on such real property completed after January
31 1, 2008, and which are included in the above-mentioned
32 possessory interest, regardless of the year in which such
33 costs were incurred or whether such costs were considered in
34 any prior year. The assessor shall annually assess all real
35 property in the following manner: new assessed values shall
36 be determined as of January first of each odd-numbered year
37 and shall be entered in the assessor's books; those same
38 assessed values shall apply in the following even-numbered
39 year, except for new construction and property improvements
40 which shall be valued as though they had been completed as
41 of January first of the preceding odd-numbered year. The
42 assessor may call at the office, place of doing business, or
43 residence of each person required by this chapter to list
44 property, and require the person to make a correct statement
45 of all taxable tangible personal property owned by the
46 person or under his or her care, charge or management,
47 taxable in the county. On or before January first of each
48 even-numbered year, the assessor shall prepare and submit a
49 two-year assessment maintenance plan to the county governing
50 body and the state tax commission for their respective
51 approval or modification. The county governing body shall
52 approve and forward such plan or its alternative to the plan
53 to the state tax commission by February first. If the
54 county governing body fails to forward the plan or its
55 alternative to the plan to the state tax commission by

56 February first, the assessor's plan shall be considered
57 approved by the county governing body. If the state tax
58 commission fails to approve a plan and if the state tax
59 commission and the assessor and the governing body of the
60 county involved are unable to resolve the differences, in
61 order to receive state cost-share funds outlined in section
62 137.750, the county or the assessor shall petition the
63 administrative hearing commission, by May first, to decide
64 all matters in dispute regarding the assessment maintenance
65 plan. Upon agreement of the parties, the matter may be
66 stayed while the parties proceed with mediation or
67 arbitration upon terms agreed to by the parties. The final
68 decision of the administrative hearing commission shall be
69 subject to judicial review in the circuit court of the
70 county involved. In the event a valuation of subclass (1)
71 real property within any county with a charter form of
72 government, or within a city not within a county, is made by
73 a computer, computer-assisted method or a computer program,
74 the burden of proof, supported by clear, convincing and
75 cogent evidence to sustain such valuation, shall be on the
76 assessor at any hearing or appeal. In any such county,
77 unless the assessor proves otherwise, there shall be a
78 presumption that the assessment was made by a computer,
79 computer-assisted method or a computer program. Such
80 evidence shall include, but shall not be limited to, the
81 following:

82 (1) The findings of the assessor based on an appraisal
83 of the property by generally accepted appraisal techniques;
84 and

85 (2) The purchase prices from sales of at least three
86 comparable properties and the address or location thereof.

87 As used in this subdivision, the word "comparable" means
88 that:

89 (a) Such sale was closed at a date relevant to the
90 property valuation; and

91 (b) Such properties are not more than one mile from
92 the site of the disputed property, except where no similar
93 properties exist within one mile of the disputed property,
94 the nearest comparable property shall be used. Such
95 property shall be within five hundred square feet in size of
96 the disputed property, and resemble the disputed property in
97 age, floor plan, number of rooms, and other relevant
98 characteristics.

99 2. Assessors in each county of this state and the City
100 of St. Louis may send personal property assessment forms
101 through the mail.

102 3. The following items of personal property shall each
103 constitute separate subclasses of tangible personal property
104 and shall be assessed and valued for the purposes of
105 taxation at the following percentages of their true value in
106 money, **except as provided in subsection 9 of this section:**

107 (1) Grain and other agricultural crops in an
108 unmanufactured condition, one-half of one percent;

109 (2) Livestock, twelve percent;

110 (3) Farm machinery, twelve percent;

111 (4) Motor vehicles which are eligible for registration
112 as and are registered as historic motor vehicles pursuant to
113 section 301.131 and aircraft which are at least twenty-five
114 years old and which are used solely for noncommercial
115 purposes and are operated less than two hundred hours per
116 year or aircraft that are home built from a kit, five
117 percent;

118 (5) Poultry, twelve percent; and

119 (6) Tools and equipment used for pollution control and
120 tools and equipment used in retooling for the purpose of
121 introducing new product lines or used for making
122 improvements to existing products by any company which is
123 located in a state enterprise zone and which is identified
124 by any standard industrial classification number cited in
125 subdivision (7) of section 135.200, twenty-five percent.

126 4. The person listing the property shall enter a true
127 and correct statement of the property, in a printed blank
128 prepared for that purpose. The statement, after being
129 filled out, shall be signed and either affirmed or sworn to
130 as provided in section 137.155. The list shall then be
131 delivered to the assessor.

132 5. (1) All subclasses of real property, as such
133 subclasses are established in Section 4(b) of Article X of
134 the Missouri Constitution and defined in section 137.016,
135 shall be assessed at the following percentages of true value:

136 (a) For real property in subclass (1), nineteen
137 percent;

138 (b) For real property in subclass (2), twelve percent;
139 and

140 (c) For real property in subclass (3), thirty-two
141 percent.

142 (2) A taxpayer may apply to the county assessor, or,
143 if not located within a county, then the assessor of such
144 city, for the reclassification of such taxpayer's real
145 property if the use or purpose of such real property is
146 changed after such property is assessed under the provisions
147 of this chapter. If the assessor determines that such
148 property shall be reclassified, he or she shall determine
149 the assessment under this subsection based on the percentage

150 of the tax year that such property was classified in each
151 subclassification.

152 6. Manufactured homes, as defined in section 700.010,
153 which are actually used as dwelling units shall be assessed
154 at the same percentage of true value as residential real
155 property for the purpose of taxation. The percentage of
156 assessment of true value for such manufactured homes shall
157 be the same as for residential real property. If the county
158 collector cannot identify or find the manufactured home when
159 attempting to attach the manufactured home for payment of
160 taxes owed by the manufactured home owner, the county
161 collector may request the county commission to have the
162 manufactured home removed from the tax books, and such
163 request shall be granted within thirty days after the
164 request is made; however, the removal from the tax books
165 does not remove the tax lien on the manufactured home if it
166 is later identified or found. For purposes of this section,
167 a manufactured home located in a manufactured home rental
168 park, rental community or on real estate not owned by the
169 manufactured home owner shall be considered personal
170 property. For purposes of this section, a manufactured home
171 located on real estate owned by the manufactured home owner
172 may be considered real property.

173 7. Each manufactured home assessed shall be considered
174 a parcel for the purpose of reimbursement pursuant to
175 section 137.750, unless the manufactured home is deemed to
176 be real estate as defined in subsection 7 of section 442.015
177 and assessed as a realty improvement to the existing real
178 estate parcel.

179 8. Any amount of tax due and owing based on the
180 assessment of a manufactured home shall be included on the
181 personal property tax statement of the manufactured home

182 owner unless the manufactured home is deemed to be real
 183 estate as defined in subsection 7 of section 442.015, in
 184 which case the amount of tax due and owing on the assessment
 185 of the manufactured home as a realty improvement to the
 186 existing real estate parcel shall be included on the real
 187 property tax statement of the real estate owner.

188 **9. (1) To determine the true value in money for motor**
 189 **vehicles and farm machinery,** the assessor of each county and
 190 each city not within a county shall use the [trade-in value
 191 published in the October issue of the National Automobile
 192 Dealers' Association Official Used Car Guide, or its
 193 successor publication, as the recommended guide of
 194 information for determining the true value of motor vehicles
 195 described in such publication. The assessor shall not use a
 196 value that is greater than the average trade-in value in
 197 determining the true value of the motor vehicle without
 198 performing a physical inspection of the motor vehicle. For
 199 vehicles two years old or newer from a vehicle's model year,
 200 the assessor may use a value other than average without
 201 performing a physical inspection of the motor vehicle. In
 202 the absence of a listing for a particular motor vehicle in
 203 such publication, the assessor shall use such information or
 204 publications which in the assessor's judgment will fairly
 205 estimate the true value in money of the motor vehicle.]
 206 **manufacturer's suggested retail price for the year of**
 207 **manufacture of a motor vehicle or farm machinery, and for**
 208 **motor vehicles shall apply the following depreciation**
 209 **schedule to such value to determine the motor vehicle's true**
 210 **value in money:**

211	Years Since Manufacture	Percent Depreciation
212	Current	15

213	1	25
214	2	35
215	3	45
216	4	55
217	5	65
218	6	75
219	7	85
220	8	95
221	9	Minimum value one dollar

222 (2) To determine the true value in money of farm
 223 machinery, the assessor of each county and each city not
 224 within a county shall use the manufacturer's suggested
 225 retail price as determined in this subsection, and shall
 226 apply the following depreciation schedule to such value to
 227 determine the farm machinery's true value in money:

228	Years Since Manufacture	Percent Depreciation
229	Current	20
230	1	40
231	2	60
232	3	80
233	4	Minimum value one dollar

234 (3) The state tax commission shall, with the
 235 assistance of the Missouri state assessor's association,
 236 develop the bid specifications to secure the original
 237 manufacturer's suggested retail price from a nationally
 238 recognized service. The cost of the guide and programming
 239 necessary to allow valuation by vehicle identification
 240 number in all certified mass appraisal software systems used

241 in the state shall be paid out of a county's assessment fund
242 established pursuant to section 137.750 if the balance in
243 such fund is in excess of one hundred thousand dollars. If
244 the balance in such fund is less than or equal to one
245 hundred thousand dollars, such costs shall be paid by an
246 appropriation secured by the state tax commission from the
247 general assembly. The state tax commission or the state of
248 Missouri shall be the registered user of the value guide
249 with rights to allow all assessors access to the guide and
250 to an online site. Counties shall be responsible for
251 renewals and annual software costs of preparing the data in
252 a usable format for approved personal property software
253 vendors in the state if the balance in such county's
254 assessment fund is in excess of one hundred thousand
255 dollars. If the balance in such fund is less than or equal
256 to one hundred thousand dollars, the state of Missouri or
257 the state tax commission shall be responsible for such
258 renewals and annual software costs. If a county creates its
259 own software, it shall meet the same standards as the
260 approved vendors. The data shall be available to all
261 vendors by August fifteenth annually. All vendors shall
262 have the data available for use in their client counties by
263 October first prior to the January first assessment date.
264 When the manufacturer's suggested retail price data is not
265 available from the approved source or the assessor deems it
266 not appropriate for the vehicle value he or she is valuing,
267 the assessor may obtain a manufacturer's suggested retail
268 price from a source he or she deems reliable and apply the
269 depreciation schedule set out above.

270 10. Before the assessor may increase the assessed
271 valuation of any parcel of subclass (1) real property by
272 more than fifteen percent since the last assessment,

273 excluding increases due to new construction or improvements,
274 the assessor shall conduct a physical inspection of such
275 property.

276 11. If a physical inspection is required, pursuant to
277 subsection 10 of this section, the assessor shall notify the
278 property owner of that fact in writing and shall provide the
279 owner clear written notice of the owner's rights relating to
280 the physical inspection. If a physical inspection is
281 required, the property owner may request that an interior
282 inspection be performed during the physical inspection. The
283 owner shall have no less than thirty days to notify the
284 assessor of a request for an interior physical inspection.

285 12. A physical inspection, as required by subsection
286 10 of this section, shall include, but not be limited to, an
287 on-site personal observation and review of all exterior
288 portions of the land and any buildings and improvements to
289 which the inspector has or may reasonably and lawfully gain
290 external access, and shall include an observation and review
291 of the interior of any buildings or improvements on the
292 property upon the timely request of the owner pursuant to
293 subsection 11 of this section. Mere observation of the
294 property via a drive-by inspection or the like shall not be
295 considered sufficient to constitute a physical inspection as
296 required by this section.

297 13. A county or city collector may accept credit cards
298 as proper form of payment of outstanding property tax or
299 license due. No county or city collector may charge
300 surcharge for payment by credit card which exceeds the fee
301 or surcharge charged by the credit card bank, processor, or
302 issuer for its service. A county or city collector may
303 accept payment by electronic transfers of funds in payment
304 of any tax or license and charge the person making such

305 payment a fee equal to the fee charged the county by the
306 bank, processor, or issuer of such electronic payment.

307 14. Any county or city not within a county in this
308 state may, by an affirmative vote of the governing body of
309 such county, opt out of the provisions of this section and
310 sections 137.073, 138.060, and 138.100 as enacted by house
311 bill no. 1150 of the ninety-first general assembly, second
312 regular session and section 137.073 as modified by house
313 committee substitute for senate substitute for senate
314 committee substitute for senate bill no. 960, ninety-second
315 general assembly, second regular session, for the next year
316 of the general reassessment, prior to January first of any
317 year. No county or city not within a county shall exercise
318 this opt-out provision after implementing the provisions of
319 this section and sections 137.073, 138.060, and 138.100 as
320 enacted by house bill no. 1150 of the ninety-first general
321 assembly, second regular session and section 137.073 as
322 modified by house committee substitute for senate substitute
323 for senate committee substitute for senate bill no. 960,
324 ninety-second general assembly, second regular session, in a
325 year of general reassessment. For the purposes of applying
326 the provisions of this subsection, a political subdivision
327 contained within two or more counties where at least one of
328 such counties has opted out and at least one of such
329 counties has not opted out shall calculate a single tax rate
330 as in effect prior to the enactment of house bill no. 1150
331 of the ninety-first general assembly, second regular
332 session. A governing body of a city not within a county or
333 a county that has opted out under the provisions of this
334 subsection may choose to implement the provisions of this
335 section and sections 137.073, 138.060, and 138.100 as
336 enacted by house bill no. 1150 of the ninety-first general

337 assembly, second regular session, and section 137.073 as
338 modified by house committee substitute for senate substitute
339 for senate committee substitute for senate bill no. 960,
340 ninety-second general assembly, second regular session, for
341 the next year of general reassessment, by an affirmative
342 vote of the governing body prior to December thirty-first of
343 any year.

344 15. The governing body of any city of the third
345 classification with more than twenty-six thousand three
346 hundred but fewer than twenty-six thousand seven hundred
347 inhabitants located in any county that has exercised its
348 authority to opt out under subsection 14 of this section may
349 levy separate and differing tax rates for real and personal
350 property only if such city bills and collects its own
351 property taxes or satisfies the entire cost of the billing
352 and collection of such separate and differing tax rates.
353 Such separate and differing rates shall not exceed such
354 city's tax rate ceiling.

355 16. Any portion of real property that is available as
356 reserve for strip, surface, or coal mining for minerals for
357 purposes of excavation for future use or sale to others that
358 has not been bonded and permitted under chapter 444 shall be
359 assessed based upon how the real property is currently being
360 used. Any information provided to a county assessor, state
361 tax commission, state agency, or political subdivision
362 responsible for the administration of tax policies shall, in
363 the performance of its duties, make available all books,
364 records, and information requested, except such books,
365 records, and information as are by law declared confidential
366 in nature, including individually identifiable information
367 regarding a specific taxpayer or taxpayer's mine property.
368 For purposes of this subsection, "mine property" shall mean

369 all real property that is in use or readily available as a
 370 reserve for strip, surface, or coal mining for minerals for
 371 purposes of excavation for current or future use or sale to
 372 others that has been bonded and permitted under chapter 444.

143.011. 1. A tax is hereby imposed for every taxable
 2 year on the Missouri taxable income of every resident. The
 3 tax shall be determined by applying the tax table or the
 4 rate provided in section 143.021, which is based upon the
 5 following rates:

6 If the Missouri taxable 7 income is:	The tax is:
8 Not over \$1,000.00 9	1 1/2% of the Missouri taxable income
10 Over \$1,000 but not over 11 \$2,000	\$15 plus 2% of excess over \$1,000
12 Over \$2,000 but not over 13 \$3,000	\$35 plus 2 1/2% of excess over \$2,000
14 Over \$3,000 but not over 15 \$4,000	\$60 plus 3% of excess over \$3,000
16 Over \$4,000 but not over 17 \$5,000	\$90 plus 3 1/2% of excess over \$4,000
18 Over \$5,000 but not over 19 \$6,000	\$125 plus 4% of excess over \$5,000
20 Over \$6,000 but not over 21 \$7,000	\$165 plus 4 1/2% of excess over \$6,000
22 Over \$7,000 but not over 23 \$8,000	\$210 plus 5% of excess over \$7,000
24 Over \$8,000 but not over 25 \$9,000	\$260 plus 5 1/2% of excess over \$8,000

26	Over \$9,000	\$315 plus 6% of excess over
27		\$9,000

28 2. (1) Notwithstanding the provisions of subsection 1
 29 of this section to the contrary, beginning with the 2023
 30 calendar year, the top rate of tax pursuant to subsection 1
 31 of this section shall be four and ninety-five hundredths
 32 percent.

33 (2) The modification of tax rates made pursuant to
 34 this subsection shall apply only to tax years that begin on
 35 or after January 1, 2023.

36 (3) The director of the department of revenue shall,
 37 by rule, adjust the tax table provided in subsection 1 of
 38 this section to effectuate the provisions of this
 39 subsection. The top remaining rate of tax shall apply to
 40 all income in excess of seven thousand dollars, as adjusted
 41 pursuant to subsection 5 of this section.

42 3. (1) In addition to the rate reduction under
 43 subsection 2 of this section, beginning with the 2024
 44 calendar year, the top rate of tax under subsection 1 of
 45 this section may be reduced by fifteen hundredths of a
 46 percent. A reduction in the rate of tax shall take effect
 47 on January first of a calendar year and such reduced rates
 48 shall continue in effect until the next reduction occurs.

49 (2) A reduction in the rate of tax shall only occur if
 50 the amount of net general revenue collected in the previous
 51 fiscal year exceeds the highest amount of net general
 52 revenue collected in any of the three fiscal years prior to
 53 such fiscal year by at least one hundred seventy-five
 54 million dollars.

55 (3) Any modification of tax rates under this
56 subsection shall only apply to tax years that begin on or
57 after a modification takes effect.

58 (4) The director of the department of revenue shall,
59 by rule, adjust the tax tables under subsection 1 of this
60 section to effectuate the provisions of this subsection.

61 4. (1) In addition to the rate reductions under
62 subsections 2 and 3 of this section, beginning with the
63 calendar year immediately following the calendar year in
64 which a reduction is made pursuant to subsection 3 of this
65 section, the top rate of tax under subsection 1 of this
66 section may be further reduced over a period of years. Each
67 reduction in the top rate of tax shall be by one-tenth of a
68 percent and no more than one reduction shall occur in a
69 calendar year. No more than **[three]** **eight** reductions shall
70 be made under this subsection. Reductions in the rate of
71 tax shall take effect on January first of a calendar year
72 and such reduced rates shall continue in effect until the
73 next reduction occurs.

74 (2) (a) A reduction in the rate of tax shall only
75 occur if:

76 a. The amount of net general revenue collected in the
77 previous fiscal year exceeds the highest amount of net
78 general revenue collected in any of the three fiscal years
79 prior to such fiscal year by at least two hundred million
80 dollars; and

81 b. The amount of net general revenue collected in the
82 previous fiscal year exceeds the amount of net general
83 revenue collected in the fiscal year five years prior,
84 adjusted annually by the percentage increase in inflation
85 over the preceding five fiscal years.

86 (b) The amount of net general revenue collected
87 required by subparagraph a. of paragraph (a) of this
88 subdivision in order to make a reduction pursuant to this
89 subsection shall be adjusted annually by the percent
90 increase in inflation beginning with January 2, 2023.

91 (3) Any modification of tax rates under this
92 subsection shall only apply to tax years that begin on or
93 after a modification takes effect.

94 (4) The director of the department of revenue shall,
95 by rule, adjust the tax tables under subsection 1 of this
96 section to effectuate the provisions of this subsection.
97 The bracket for income subject to the top rate of tax shall
98 be eliminated once the top rate of tax has been reduced
99 below the rate applicable to such bracket, and the top
100 remaining rate of tax shall apply to all income in excess of
101 the income in the second highest remaining income bracket.

102 5. Beginning with the 2017 calendar year, the brackets
103 of Missouri taxable income identified in subsection 1 of
104 this section shall be adjusted annually by the percent
105 increase in inflation. The director shall publish such
106 brackets annually beginning on or after October 1, 2016.
107 Modifications to the brackets shall take effect on January
108 first of each calendar year and shall apply to tax years
109 beginning on or after the effective date of the new brackets.

110 6. As used in this section, the following terms mean:

111 (1) "CPI", the Consumer Price Index for All Urban
112 Consumers for the United States as reported by the Bureau of
113 Labor Statistics, or its successor index;

114 (2) "CPI for the preceding calendar year", the average
115 of the CPI as of the close of the twelve-month period ending
116 on August thirty-first of such calendar year;

117 (3) "Net general revenue collected", all revenue
118 deposited into the general revenue fund, less refunds and
119 revenues originally deposited into the general revenue fund
120 but designated by law for a specific distribution or
121 transfer to another state fund;

122 (4) "Percent increase in inflation", the percentage,
123 if any, by which the CPI for the preceding calendar year
124 exceeds the CPI for the year beginning September 1, 2014,
125 and ending August 31, 2015.

143.022. 1. As used in this section, "business
2 income" means the income greater than zero arising from
3 transactions in the regular course of all of a taxpayer's
4 trade or business and shall be limited to the Missouri
5 source net profit from the combination of the following:

6 (1) The total combined profit as properly reported to
7 the Internal Revenue Service on each Schedule C, or its
8 successor form, filed; [and]

9 (2) The total partnership and S corporation income or
10 loss properly reported to the Internal Revenue Service on
11 Part II of Schedule E, or its successor form;

12 **(3) The total combined profit as properly reported to**
13 **the Internal Revenue Service on each Schedule F, or its**
14 **successor form, filed; and**

15 **(4) The total combined profit as properly reported to**
16 **the Internal Revenue Service on each Form 4835, or its**
17 **successor form, filed.**

18 2. In addition to all other modifications allowed by
19 law, there shall be subtracted from the federal adjusted
20 gross income of an individual taxpayer a percentage of such
21 individual's business income, to the extent that such
22 amounts are included in federal adjusted gross income when
23 determining such individual's Missouri adjusted gross income

24 **and are not otherwise subtracted or deducted in determining**
25 **such individual's Missouri taxable income.**

26 3. In the case of an S corporation described in
27 section 143.471 or a partnership computing the deduction
28 allowed under subsection 2 of this section, taxpayers
29 described in subdivision (1) or (2) of this subsection shall
30 be allowed such deduction apportioned in proportion to their
31 share of ownership of the business as reported on the
32 taxpayer's Schedule K-1, or its successor form, for the tax
33 period for which such deduction is being claimed when
34 determining the Missouri adjusted gross income of:

35 (1) The shareholders of an S corporation as described
36 in section 143.471;

37 (2) The partners in a partnership.

38 4. The percentage to be subtracted under subsection 2
39 of this section shall be increased over a period of years.
40 Each increase in the percentage shall be by five percent and
41 no more than one increase shall occur in a calendar year.
42 The maximum percentage that may be subtracted is twenty
43 percent of business income. Any increase in the percentage
44 that may be subtracted shall take effect on January first of
45 a calendar year and such percentage shall continue in effect
46 until the next percentage increase occurs. An increase
47 shall only apply to tax years that begin on or after the
48 increase takes effect.

49 5. An increase in the percentage that may be
50 subtracted under subsection 2 of this section shall only
51 occur if the amount of net general revenue collected in the
52 previous fiscal year exceeds the highest amount of net
53 general revenue collected in any of the three fiscal years
54 prior to such fiscal year by at least one hundred fifty
55 million dollars.

56 6. The first year that a taxpayer may make the
57 subtraction under subsection 2 of this section is 2017,
58 provided that the provisions of subsection 5 of this section
59 are met. If the provisions of subsection 5 of this section
60 are met, the percentage that may be subtracted in 2017 is
61 five percent.

143.071. 1. [For all tax years beginning before
2 September 1, 1993, a tax is hereby imposed upon the Missouri
3 taxable income of corporations in an amount equal to five
4 percent of Missouri taxable income.

5 2. For all tax years beginning on or after September
6 1, 1993, and ending on or before December 31, 2019, a tax is
7 hereby imposed upon the Missouri taxable income of
8 corporations in an amount equal to six and one-fourth
9 percent of Missouri taxable income.

10 **3.] (1)** For all tax years beginning on or after
11 January 1, 2020, **and ending on or before December 31, 2023,**
12 a tax is hereby imposed upon the Missouri taxable income of
13 corporations in an amount equal to four percent of Missouri
14 taxable income.

15 **(2) Beginning with the 2024 calendar year, the rate of**
16 **tax imposed upon the Missouri taxable income of corporations**
17 **shall be in an amount equal to three and three-fourths**
18 **percent of Missouri taxable income.**

19 **(3) (a) Beginning with the 2025 calendar year, the**
20 **rate of tax imposed upon the Missouri taxable income of**
21 **corporations may be reduced over a period of years. Each**
22 **reduction shall be by one-half of one percent, and no more**
23 **than one reduction shall be made in any calendar year. No**
24 **more than three reductions shall be made pursuant to this**
25 **subdivision. A reduction made pursuant to this subdivision**
26 **shall take effect on January first of a calendar year and**

27 such reduced rate shall continue in effect until the next
28 reduction occurs.

29 (b) A reduction in the rate of tax made pursuant to
30 this subdivision shall only occur if the amount of revenue
31 from the tax imposed upon the Missouri taxable income of
32 corporations pursuant to this section collected in the
33 immediately preceding fiscal year exceeds the highest amount
34 of revenue from the tax imposed upon the Missouri taxable
35 income of corporations pursuant to this section in any
36 fiscal year prior to the immediately preceding fiscal year
37 by at least fifty million dollars.

38 (c) Any modification of tax rates made pursuant to
39 this subdivision shall only apply to tax years that begin on
40 or after the date on which a modification takes effect.

41 (d) The director of the department of revenue shall,
42 by rule, adjust the tax rate imposed pursuant to this
43 section to effectuate the provisions of this subdivision.

44 [4.] 2. The provisions of this section shall not apply
45 to out-of-state businesses operating under sections 190.270
46 to 190.285.

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

3 (1) "Commercial domicile", the principal place from
4 which the trade or business of the taxpayer is directed or
5 managed;

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

10 (3) "Employer securities", the same meaning as defined
11 under Section 409(1) of the Internal Revenue Code of 1986,
12 as amended;

13 (4) "Missouri corporation", a corporation whose
14 commercial domicile is in this state;

15 (5) "Qualified Missouri employee stock ownership
16 plan", an employee stock ownership plan, as defined under
17 Section 4975(e)(7) of the Internal Revenue Code **of 1986, as**
18 **amended**, and trust that is established by a Missouri
19 corporation for the benefit of the employees of the
20 corporation;

21 (6) "Taxpayer", an individual, firm, partner in a
22 firm, corporation, partnership, shareholder in an S
23 corporation, or member of a limited liability company
24 subject to the income tax imposed under chapter 143,
25 excluding withholding tax imposed by sections 143.191 to
26 143.265.

27 2. For all tax years beginning on or after January 1,
28 **[2017] 2023**, in addition to all other modifications allowed
29 by law, a taxpayer shall be allowed a deduction from the
30 taxpayer's federal adjusted gross income when determining
31 Missouri adjusted gross income in an amount equal to fifty
32 percent of the net capital gain from the sale or exchange of
33 employer securities of a Missouri corporation to a qualified
34 Missouri employee stock ownership plan if, upon completion
35 of the transaction, the qualified Missouri employee stock
36 ownership plan owns at least thirty percent of all
37 outstanding employer securities issued by the Missouri
38 corporation.

39 3. Whenever an employee leaves a Missouri corporation
40 with a qualified Missouri employee stock ownership plan, the
41 Missouri corporation shall inform the former employee of the
42 deadline for when the former employee shall decide whether
43 they will receive their shares of employer securities or
44 compensation for their shares of employer securities.

45 4. The department of revenue may promulgate rules and
46 regulations for the administration of this section. Any
47 rule or portion of a rule, as that term is defined in
48 section 536.010, that is created under the authority
49 delegated in this section shall become effective only if it
50 complies with and is subject to all of the provisions of
51 chapter 536 and, if applicable, section 536.028. This
52 section and chapter 536 are nonseverable and if any of the
53 powers vested with the general assembly pursuant to chapter
54 536 to review, to delay the effective date, or to disapprove
55 and annul a rule are subsequently held unconstitutional,
56 then the grant of rulemaking authority and any rule proposed
57 or adopted after August 28, 2016, shall be invalid and void.

58 [5. Under section 23.253 of the Missouri sunset
59 act:]

60 [(1) The provisions of the new program authorized
61 under this section shall automatically sunset on December
62 thirty-first, six years after October 14, 2016, unless
63 reauthorized by an act of the general assembly;]

64 [(2) If such program is reauthorized, the program
65 authorized under this section shall automatically sunset on
66 December thirty-first, twelve years after the effective date
67 of the reauthorization of this section; and]

68 [(3) This section shall terminate on September first
69 of the calendar year immediately following the calendar year
70 in which the program authorized under this section is
71 sunset.]

143.124. 1. Other provisions of law to the contrary
2 notwithstanding, for tax years ending on or before December
3 31, 2006, the total amount of all annuities, pensions, or
4 retirement allowances above the amount of six thousand
5 dollars annually provided by any law of this state, the

6 United States, or any other state to any person except as
7 provided in subsection 4 of this section, shall be subject
8 to tax pursuant to the provisions of this chapter, in the
9 same manner, to the same extent and under the same
10 conditions as any other taxable income received by the
11 person receiving it. For purposes of this section,
12 "annuity, pension, retirement benefit, or retirement
13 allowance" shall be defined as an annuity, pension or
14 retirement allowance provided by the United States, this
15 state, any other state or any political subdivision or
16 agency or institution of this or any other state. For all
17 tax years beginning on or after January 1, 1998, for
18 purposes of this section, annuity, pension or retirement
19 allowance shall be defined to include 401(k) plans, deferred
20 compensation plans, self-employed retirement plans, also
21 known as Keogh plans, annuities from a defined pension plan
22 and individual retirement arrangements, also known as IRAs,
23 as described in the Internal Revenue Code, but not including
24 Roth IRAs, as well as an annuity, pension or retirement
25 allowance provided by the United States, this state, any
26 other state or any political subdivision or agency or
27 institution of this or any other state. An individual
28 taxpayer shall only be allowed a maximum deduction equal to
29 the amounts provided under this section for each taxpayer on
30 the combined return.

31 2. For the period beginning July 1, 1989, and ending
32 December 31, 1989, there shall be subtracted from Missouri
33 adjusted gross income for that period, determined pursuant
34 to section 143.121, the first three thousand dollars of
35 retirement benefits received by each taxpayer:

36 (1) If the taxpayer's filing status is single, head of
37 household or qualifying widow(er) and the taxpayer's

38 Missouri adjusted gross income is less than twelve thousand
39 five hundred dollars; or

40 (2) If the taxpayer's filing status is married filing
41 combined and their combined Missouri adjusted gross income
42 is less than sixteen thousand dollars; or

43 (3) If the taxpayer's filing status is married filing
44 separately and the taxpayer's Missouri adjusted gross income
45 is less than eight thousand dollars.

46 3. For the tax years beginning on or after January 1,
47 1990, but ending on or before December 31, 2006, there shall
48 be subtracted from Missouri adjusted gross income,
49 determined pursuant to section 143.121, a maximum of the
50 first six thousand dollars of retirement benefits received
51 by each taxpayer from sources other than privately funded
52 sources, and for tax years beginning on or after January 1,
53 1998, there shall be subtracted from Missouri adjusted gross
54 income, determined pursuant to section 143.121, a maximum of
55 the first one thousand dollars of any retirement allowance
56 received from any privately funded source for tax years
57 beginning on or after January 1, 1998, but before January 1,
58 1999, and a maximum of the first three thousand dollars of
59 any retirement allowance received from any privately funded
60 source for tax years beginning on or after January 1, 1999,
61 but before January 1, 2000, and a maximum of the first four
62 thousand dollars of any retirement allowance received from
63 any privately funded source for tax years beginning on or
64 after January 1, 2000, but before January 1, 2001, and a
65 maximum of the first five thousand dollars of any retirement
66 allowance received from any privately funded source for tax
67 years beginning on or after January 1, 2001, but before
68 January 1, 2002, and a maximum of the first six thousand
69 dollars of any retirement allowance received from any

70 privately funded sources for tax years beginning on or after
71 January 1, 2002, **but before January 1, 2024, and a maximum**
72 **of the first twelve thousand dollars of any retirement**
73 **allowance received from any privately funded sources for tax**
74 **years beginning on or after January 1, 2024.** A taxpayer
75 shall be entitled to the maximum exemption provided by this
76 subsection:

77 (1) If the taxpayer's filing status is single, head of
78 household or qualifying widow(er) and the taxpayer's
79 Missouri adjusted gross income is less than **[twenty-five]**
80 **fifty** thousand dollars; or

81 (2) If the taxpayer's filing status is married filing
82 combined and their combined Missouri adjusted gross income
83 is less than **[thirty-two]** **sixty-four** thousand dollars; or

84 (3) If the taxpayer's filing status is married filing
85 separately and the taxpayer's Missouri adjusted gross income
86 is less than **[sixteen]** **thirty-two** thousand dollars.

87 4. If a taxpayer's adjusted gross income exceeds the
88 adjusted gross income ceiling for such taxpayer's filing
89 status, as provided in subdivisions (1), (2) and (3) of
90 subsection 3 of this section, such taxpayer shall be
91 entitled to an exemption equal to the greater of zero or the
92 maximum exemption provided in subsection 3 of this section
93 reduced by one dollar for every dollar such taxpayer's
94 income exceeds the ceiling for his or her filing status.

95 5. For purposes of this subsection, the term "maximum
96 Social Security benefit available" shall mean thirty-two
97 thousand five hundred dollars for the tax year beginning on
98 or after January 1, 2007, and for each subsequent tax year
99 such amount shall be increased by the percentage increase in
100 the Consumer Price Index for All Urban Consumers, or its
101 successor index, as such index is defined and officially

102 reported by the United States Department of Labor, or its
103 successor agency. For the tax year beginning on or after
104 January 1, 2007, but ending on or before December 31, 2007,
105 there shall be subtracted from Missouri adjusted gross
106 income, determined pursuant to section 143.121, a maximum of
107 an amount equal to the greater of: six thousand dollars in
108 retirement benefits received from sources other than
109 privately funded sources, to the extent such benefits are
110 included in the taxpayer's federal adjusted gross income; or
111 twenty percent of the retirement benefits received from
112 sources other than privately funded sources in the tax year,
113 but not to exceed the maximum Social Security benefit
114 available for such tax year. For the tax year beginning on
115 or after January 1, 2008, but ending on or before December
116 31, 2008, there shall be subtracted from Missouri adjusted
117 gross income, determined pursuant to section 143.121, a
118 maximum of an amount equal to the greater of: six thousand
119 dollars in retirement benefits received from sources other
120 than privately funded sources, to the extent such benefits
121 are included in the taxpayer's federal adjusted gross
122 income; or thirty-five percent of the retirement benefits
123 received from sources other than privately funded sources in
124 the tax year, but not to exceed the maximum Social Security
125 benefit available for such tax year. For the tax year
126 beginning on or after January 1, 2009, but ending on or
127 before December 31, 2009, there shall be subtracted from
128 Missouri adjusted gross income, determined pursuant to
129 section 143.121, a maximum of an amount equal to the greater
130 of: six thousand dollars in retirement benefits received
131 from sources other than privately funded sources, to the
132 extent such benefits are included in the taxpayer's federal
133 adjusted gross income; or fifty percent of the retirement

134 benefits received from sources other than privately funded
135 sources in the tax year, but not to exceed the maximum
136 Social Security benefit available for such tax year. For
137 the tax year beginning on or after January 1, 2010, but
138 ending on or before December 31, 2010, there shall be
139 subtracted from Missouri adjusted gross income, determined
140 pursuant to section 143.121, a maximum of an amount equal to
141 the greater of: six thousand dollars in retirement benefits
142 received from sources other than privately funded sources,
143 to the extent such benefits are included in the taxpayer's
144 federal adjusted gross income; or sixty-five percent of the
145 retirement benefits received from sources other than
146 privately funded sources in the tax year, but not to exceed
147 the maximum Social Security benefit available for such tax
148 year. For the tax year beginning on or after January 1,
149 2011, but ending on or before December 31, 2011, there shall
150 be subtracted from Missouri adjusted gross income,
151 determined pursuant to section 143.121, a maximum of an
152 amount equal to the greater of: six thousand dollars in
153 retirement benefits received from sources other than
154 privately funded sources, to the extent such benefits are
155 included in the taxpayer's federal adjusted gross income; or
156 eighty percent of the retirement benefits received from
157 sources other than privately funded sources in the tax year,
158 but not to exceed the maximum Social Security benefit
159 available for such tax year. For all tax years beginning on
160 or after January 1, 2012, there shall be subtracted from
161 Missouri adjusted gross income, determined pursuant to
162 section 143.121, a maximum of an amount equal to one hundred
163 percent of the retirement benefits received from sources
164 other than privately funded sources in the tax year, but not
165 to exceed the maximum Social Security benefit available for

166 such tax year. A taxpayer shall be entitled to the maximum
167 exemption provided by this subsection:

168 (1) If the taxpayer's filing status is married filing
169 combined, and their combined Missouri adjusted gross income
170 is equal to or less than one hundred thousand dollars; or

171 (2) If the taxpayer's filing status is single, head of
172 household, qualifying widow(er), or married filing
173 separately, and the taxpayer's Missouri adjusted gross
174 income is equal to or less than eighty-five thousand dollars.

175 6. If a taxpayer's adjusted gross income exceeds the
176 adjusted gross income ceiling for such taxpayer's filing
177 status, as provided in subdivisions (1) and (2) of
178 subsection 5 of this section, such taxpayer shall be
179 entitled to an exemption, less any applicable reduction
180 provided under subsection 7 of this section, equal to the
181 greater of zero or the maximum exemption provided in
182 subsection 5 of this section reduced by one dollar for every
183 dollar such taxpayer's income exceeds the ceiling for his or
184 her filing status.

185 7. For purposes of calculating the subtraction
186 provided in subsection 5 of this section, such subtraction
187 shall be decreased by an amount equal to any Social Security
188 benefit exemption provided under section 143.125.

189 8. For purposes of this section, any Social Security
190 benefits otherwise included in Missouri adjusted gross
191 income shall be subtracted; but Social Security benefits
192 shall not be subtracted for purposes of other computations
193 pursuant to this chapter, and are not to be considered as
194 retirement benefits for purposes of this section.

195 9. The provisions of subdivisions (1) and (2) of
196 subsection 3 of this section shall apply during all tax
197 years in which the federal Internal Revenue Code provides

198 exemption levels for calculation of the taxability of Social
199 Security benefits that are the same as the levels in
200 subdivisions (1) and (2) of subsection 3 of this section.

201 If the exemption levels for the calculation of the
202 taxability of Social Security benefits are adjusted by
203 applicable federal law or regulation, the exemption levels
204 in subdivisions (1) and (2) of subsection 3 of this section
205 shall be accordingly adjusted to the same exemption levels.

206 10. The portion of a taxpayer's lump sum distribution
207 from an annuity or other retirement plan not otherwise
208 included in Missouri adjusted gross income as calculated
209 pursuant to this chapter but subject to taxation under
210 Internal Revenue Code Section 402 shall be taxed in an
211 amount equal to ten percent of the taxpayer's federal
212 liability on such distribution for the same tax year.

213 11. For purposes of this section, retirement benefits
214 received shall not include any withdrawals from qualified
215 retirement plans which are subsequently rolled over into
216 another retirement plan.

217 12. The exemptions provided for in this section shall
218 not affect the calculation of the income to be used to
219 determine the property tax credit provided in sections
220 135.010 to 135.035.

221 13. The exemptions provided for in this section shall
222 apply to any annuity, pension, or retirement allowance as
223 defined in subsection 1 of this section to the extent that
224 such amounts are included in the taxpayer's federal adjusted
225 gross income and not otherwise deducted from the taxpayer's
226 federal adjusted gross income in the calculation of Missouri
227 taxable income. This subsection shall not apply to any
228 individual who qualifies under federal guidelines to be one
229 hundred percent disabled.

144.030. 1. There is hereby specifically exempted
2 from the provisions of sections 144.010 to 144.525 and from
3 the computation of the tax levied, assessed or payable
4 pursuant to sections 144.010 to 144.525 such retail sales as
5 may be made in commerce between this state and any other
6 state of the United States, or between this state and any
7 foreign country, and any retail sale which the state of
8 Missouri is prohibited from taxing pursuant to the
9 Constitution or laws of the United States of America, and
10 such retail sales of tangible personal property which the
11 general assembly of the state of Missouri is prohibited from
12 taxing or further taxing by the constitution of this state.

13 2. There are also specifically exempted from the
14 provisions of the local sales tax law as defined in section
15 32.085, section 238.235, and sections 144.010 to 144.525 and
16 144.600 to 144.761 and from the computation of the tax
17 levied, assessed or payable pursuant to the local sales tax
18 law as defined in section 32.085, section 238.235, and
19 sections 144.010 to 144.525 and 144.600 to 144.745:

20 (1) Motor fuel or special fuel subject to an excise
21 tax of this state, unless all or part of such excise tax is
22 refunded pursuant to section 142.824; or upon the sale at
23 retail of fuel to be consumed in manufacturing or creating
24 gas, power, steam, electrical current or in furnishing water
25 to be sold ultimately at retail; or feed for livestock or
26 poultry; or grain to be converted into foodstuffs which are
27 to be sold ultimately in processed form at retail; or seed,
28 limestone or fertilizer which is to be used for seeding,
29 liming or fertilizing crops which when harvested will be
30 sold at retail or will be fed to livestock or poultry to be
31 sold ultimately in processed form at retail; economic
32 poisons registered pursuant to the provisions of the

33 Missouri pesticide registration law, sections 281.220 to
34 281.310, which are to be used in connection with the growth
35 or production of crops, fruit trees or orchards applied
36 before, during, or after planting, the crop of which when
37 harvested will be sold at retail or will be converted into
38 foodstuffs which are to be sold ultimately in processed form
39 at retail;

40 (2) Materials, manufactured goods, machinery and parts
41 which when used in manufacturing, processing, compounding,
42 mining, producing or fabricating become a component part or
43 ingredient of the new personal property resulting from such
44 manufacturing, processing, compounding, mining, producing or
45 fabricating and which new personal property is intended to
46 be sold ultimately for final use or consumption; and
47 materials, including without limitation, gases and
48 manufactured goods, including without limitation slagging
49 materials and firebrick, which are ultimately consumed in
50 the manufacturing process by blending, reacting or
51 interacting with or by becoming, in whole or in part,
52 component parts or ingredients of steel products intended to
53 be sold ultimately for final use or consumption;

54 (3) Materials, replacement parts and equipment
55 purchased for use directly upon, and for the repair and
56 maintenance or manufacture of, motor vehicles, watercraft,
57 railroad rolling stock or aircraft engaged as common
58 carriers of persons or property;

59 (4) Replacement machinery, equipment, and parts and
60 the materials and supplies solely required for the
61 installation or construction of such replacement machinery,
62 equipment, and parts, used directly in manufacturing,
63 mining, fabricating or producing a product which is intended
64 to be sold ultimately for final use or consumption; and

65 machinery and equipment, and the materials and supplies
66 required solely for the operation, installation or
67 construction of such machinery and equipment, purchased and
68 used to establish new, or to replace or expand existing,
69 material recovery processing plants in this state. For the
70 purposes of this subdivision, a "material recovery
71 processing plant" means a facility that has as its primary
72 purpose the recovery of materials into a usable product or a
73 different form which is used in producing a new product and
74 shall include a facility or equipment which are used
75 exclusively for the collection of recovered materials for
76 delivery to a material recovery processing plant but shall
77 not include motor vehicles used on highways. For purposes
78 of this section, the terms motor vehicle and highway shall
79 have the same meaning pursuant to section 301.010. For the
80 purposes of this subdivision, subdivision (5) of this
81 subsection, and section 144.054, as well as the definition
82 in subdivision (9) of subsection 1 of section 144.010, the
83 term "product" includes telecommunications services and the
84 term "manufacturing" shall include the production, or
85 production and transmission, of telecommunications
86 services. The preceding sentence does not make a
87 substantive change in the law and is intended to clarify
88 that the term "manufacturing" has included and continues to
89 include the production and transmission of
90 "telecommunications services", as enacted in this
91 subdivision and subdivision (5) of this subsection, as well
92 as the definition in subdivision (9) of subsection 1 of
93 section 144.010. The preceding two sentences reaffirm
94 legislative intent consistent with the interpretation of
95 this subdivision and subdivision (5) of this subsection in
96 *Southwestern Bell Tel. Co. v. Director of Revenue*, 78 S.W.3d

97 763 (Mo. banc 2002) and *Southwestern Bell Tel. Co. v.*
98 *Director of Revenue*, 182 S.W.3d 226 (Mo. banc 2005), and
99 accordingly abrogates the Missouri supreme court's
100 interpretation of those exemptions in *IBM Corporation v.*
101 *Director of Revenue*, 491 S.W.3d 535 (Mo. banc 2016) to the
102 extent inconsistent with this section and *Southwestern Bell*
103 *Tel. Co. v. Director of Revenue*, 78 S.W.3d 763 (Mo. banc
104 2002) and *Southwestern Bell Tel. Co. v. Director of Revenue*,
105 182 S.W.3d 226 (Mo. banc 2005). The construction and
106 application of this subdivision as expressed by the Missouri
107 supreme court in *DST Systems, Inc. v. Director of Revenue*,
108 43 S.W.3d 799 (Mo. banc 2001); *Southwestern Bell Tel. Co. v.*
109 *Director of Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and
110 *Southwestern Bell Tel. Co. v. Director of Revenue*, 182
111 S.W.3d 226 (Mo. banc 2005), is hereby affirmed. Material
112 recovery is not the reuse of materials within a
113 manufacturing process or the use of a product previously
114 recovered. The material recovery processing plant shall
115 qualify under the provisions of this section regardless of
116 ownership of the material being recovered;

117 (5) Machinery and equipment, and parts and the
118 materials and supplies solely required for the installation
119 or construction of such machinery and equipment, purchased
120 and used to establish new or to expand existing
121 manufacturing, mining or fabricating plants in the state if
122 such machinery and equipment is used directly in
123 manufacturing, mining or fabricating a product which is
124 intended to be sold ultimately for final use or
125 consumption. The construction and application of this
126 subdivision as expressed by the Missouri supreme court in
127 *DST Systems, Inc. v. Director of Revenue*, 43 S.W.3d 799 (Mo.
128 banc 2001); *Southwestern Bell Tel. Co. v. Director of*

129 *Revenue*, 78 S.W.3d 763 (Mo. banc 2002); and *Southwestern*
130 *Bell Tel. Co. v. Director of Revenue*, 182 S.W.3d 226 (Mo.
131 banc 2005), is hereby affirmed;

132 (6) Tangible personal property which is used
133 exclusively in the manufacturing, processing, modification
134 or assembling of products sold to the United States
135 government or to any agency of the United States government;

136 (7) Animals or poultry used for breeding or feeding
137 purposes, or captive wildlife;

138 (8) Newsprint, ink, computers, photosensitive paper
139 and film, toner, printing plates and other machinery,
140 equipment, replacement parts and supplies used in producing
141 newspapers published for dissemination of news to the
142 general public;

143 (9) The rentals of films, records or any type of sound
144 or picture transcriptions for public commercial display;

145 (10) Pumping machinery and equipment used to propel
146 products delivered by pipelines engaged as common carriers;

147 (11) Railroad rolling stock for use in transporting
148 persons or property in interstate commerce and motor
149 vehicles licensed for a gross weight of twenty-four thousand
150 pounds or more or trailers used by common carriers, as
151 defined in section 390.020, in the transportation of persons
152 or property;

153 (12) Electrical energy used in the actual primary
154 manufacture, processing, compounding, mining or producing of
155 a product, or electrical energy used in the actual secondary
156 processing or fabricating of the product, or a material
157 recovery processing plant as defined in subdivision (4) of
158 this subsection, in facilities owned or leased by the
159 taxpayer, if the total cost of electrical energy so used
160 exceeds ten percent of the total cost of production, either

161 primary or secondary, exclusive of the cost of electrical
162 energy so used or if the raw materials used in such
163 processing contain at least twenty-five percent recovered
164 materials as defined in section 260.200. There shall be a
165 rebuttable presumption that the raw materials used in the
166 primary manufacture of automobiles contain at least twenty-
167 five percent recovered materials. For purposes of this
168 subdivision, "processing" means any mode of treatment, act
169 or series of acts performed upon materials to transform and
170 reduce them to a different state or thing, including
171 treatment necessary to maintain or preserve such processing
172 by the producer at the production facility;

173 (13) Anodes which are used or consumed in
174 manufacturing, processing, compounding, mining, producing or
175 fabricating and which have a useful life of less than one
176 year;

177 (14) Machinery, equipment, appliances and devices
178 purchased or leased and used solely for the purpose of
179 preventing, abating or monitoring air pollution, and
180 materials and supplies solely required for the installation,
181 construction or reconstruction of such machinery, equipment,
182 appliances and devices;

183 (15) Machinery, equipment, appliances and devices
184 purchased or leased and used solely for the purpose of
185 preventing, abating or monitoring water pollution, and
186 materials and supplies solely required for the installation,
187 construction or reconstruction of such machinery, equipment,
188 appliances and devices;

189 (16) Tangible personal property purchased by a rural
190 water district;

191 (17) All amounts paid or charged for admission or
192 participation or other fees paid by or other charges to

193 individuals in or for any place of amusement, entertainment
194 or recreation, games or athletic events, including museums,
195 fairs, zoos and planetariums, owned or operated by a
196 municipality or other political subdivision where all the
197 proceeds derived therefrom benefit the municipality or other
198 political subdivision and do not inure to any private
199 person, firm, or corporation, provided, however, that a
200 municipality or other political subdivision may enter into
201 revenue-sharing agreements with private persons, firms, or
202 corporations providing goods or services, including
203 management services, in or for the place of amusement,
204 entertainment or recreation, games or athletic events, and
205 provided further that nothing in this subdivision shall
206 exempt from tax any amounts retained by any private person,
207 firm, or corporation under such revenue-sharing agreement;

208 (18) All sales of insulin, and all sales, rentals,
209 repairs, and parts of durable medical equipment, prosthetic
210 devices, and orthopedic devices as defined on January 1,
211 1980, by the federal Medicare program pursuant to Title
212 XVIII of the Social Security Act of 1965, including the
213 items specified in Section 1862(a)(12) of that act, and also
214 specifically including hearing aids and hearing aid supplies
215 and all sales of drugs which may be legally dispensed by a
216 licensed pharmacist only upon a lawful prescription of a
217 practitioner licensed to administer those items, including
218 samples and materials used to manufacture samples which may
219 be dispensed by a practitioner authorized to dispense such
220 samples and all sales or rental of medical oxygen, home
221 respiratory equipment and accessories including parts, and
222 hospital beds and accessories and ambulatory aids including
223 parts, and all sales or rental of manual and powered
224 wheelchairs including parts, and stairway lifts, Braille

225 writers, electronic Braille equipment and, if purchased or
226 rented by or on behalf of a person with one or more physical
227 or mental disabilities to enable them to function more
228 independently, all sales or rental of scooters including
229 parts, and reading machines, electronic print enlargers and
230 magnifiers, electronic alternative and augmentative
231 communication devices, and items used solely to modify motor
232 vehicles to permit the use of such motor vehicles by
233 individuals with disabilities or sales of over-the-counter
234 or nonprescription drugs to individuals with disabilities,
235 and drugs required by the Food and Drug Administration to
236 meet the over-the-counter drug product labeling requirements
237 in 21 CFR 201.66, or its successor, as prescribed by a
238 health care practitioner licensed to prescribe;

239 (19) All sales made by or to religious and charitable
240 organizations and institutions in their religious,
241 charitable or educational functions and activities and all
242 sales made by or to all elementary and secondary schools
243 operated at public expense in their educational functions
244 and activities;

245 (20) All sales of aircraft to common carriers for
246 storage or for use in interstate commerce and all sales made
247 by or to not-for-profit civic, social, service or fraternal
248 organizations, including fraternal organizations which have
249 been declared tax-exempt organizations pursuant to Section
250 501(c)(8) or (10) of the 1986 Internal Revenue Code, as
251 amended, in their civic or charitable functions and
252 activities and all sales made to eleemosynary and penal
253 institutions and industries of the state, and all sales made
254 to any private not-for-profit institution of higher
255 education not otherwise excluded pursuant to subdivision
256 (19) of this subsection or any institution of higher

257 education supported by public funds, and all sales made to a
258 state relief agency in the exercise of relief functions and
259 activities;

260 (21) All ticket sales made by benevolent, scientific
261 and educational associations which are formed to foster,
262 encourage, and promote progress and improvement in the
263 science of agriculture and in the raising and breeding of
264 animals, and by nonprofit summer theater organizations if
265 such organizations are exempt from federal tax pursuant to
266 the provisions of the Internal Revenue Code and all
267 admission charges and entry fees to the Missouri state fair
268 or any fair conducted by a county agricultural and
269 mechanical society organized and operated pursuant to
270 sections 262.290 to 262.530;

271 (22) All sales made to any private not-for-profit
272 elementary or secondary school, all sales of feed additives,
273 medications or vaccines administered to livestock or poultry
274 in the production of food or fiber, all sales of pesticides
275 used in the production of crops, livestock or poultry for
276 food or fiber, all sales of bedding used in the production
277 of livestock or poultry for food or fiber, all sales of
278 propane or natural gas, electricity or diesel fuel used
279 exclusively for drying agricultural crops, natural gas used
280 in the primary manufacture or processing of fuel ethanol as
281 defined in section 142.028, natural gas, propane, and
282 electricity used by an eligible new generation cooperative
283 or an eligible new generation processing entity as defined
284 in section 348.432, and all sales of farm machinery and
285 equipment, other than airplanes, motor vehicles and
286 trailers, and any freight charges on any exempt item. As
287 used in this subdivision, the term "feed additives" means
288 tangible personal property which, when mixed with feed for

289 livestock or poultry, is to be used in the feeding of
290 livestock or poultry. As used in this subdivision, the term
291 "pesticides" includes adjuvants such as crop oils,
292 surfactants, wetting agents and other assorted pesticide
293 carriers used to improve or enhance the effect of a
294 pesticide and the foam used to mark the application of
295 pesticides and herbicides for the production of crops,
296 livestock or poultry. As used in this subdivision, the term
297 "farm machinery and equipment" shall mean:

298 (a) New or used farm tractors and such other new or
299 used farm machinery and equipment, including utility
300 vehicles used for any agricultural use, and repair or
301 replacement parts thereon and any accessories for and
302 upgrades to such farm machinery and equipment and rotary
303 mowers used for any agricultural purposes. For the purposes
304 of this subdivision, "utility vehicle" shall mean any
305 motorized vehicle manufactured and used exclusively for off-
306 highway use which is more than fifty inches but no more than
307 eighty inches in width, measured from outside of tire rim to
308 outside of tire rim, with an unladen dry weight of three
309 thousand five hundred pounds or less, traveling on four or
310 six wheels;

311 (b) Supplies and lubricants used exclusively, solely,
312 and directly for producing crops, raising and feeding
313 livestock, fish, poultry, pheasants, chukar, quail, or for
314 producing milk for ultimate sale at retail, including field
315 drain tile; and

316 (c) One-half of each purchaser's purchase of diesel
317 fuel therefor which is:

318 a. Used exclusively for agricultural purposes;

319 b. Used on land owned or leased for the purpose of
320 producing farm products; and

321 c. Used directly in producing farm products to be sold
322 ultimately in processed form or otherwise at retail or in
323 producing farm products to be fed to livestock or poultry to
324 be sold ultimately in processed form at retail;

325 (23) Except as otherwise provided in section 144.032,
326 all sales of metered water service, electricity, electrical
327 current, natural, artificial or propane gas, wood, coal or
328 home heating oil for domestic use and in any city not within
329 a county, all sales of metered or unmetered water service
330 for domestic use:

331 (a) "Domestic use" means that portion of metered water
332 service, electricity, electrical current, natural,
333 artificial or propane gas, wood, coal or home heating oil,
334 and in any city not within a county, metered or unmetered
335 water service, which an individual occupant of a residential
336 premises uses for nonbusiness, noncommercial or
337 nonindustrial purposes. Utility service through a single or
338 master meter for residential apartments or condominiums,
339 including service for common areas and facilities and vacant
340 units, shall be deemed to be for domestic use. Each seller
341 shall establish and maintain a system whereby individual
342 purchases are determined as exempt or nonexempt;

343 (b) Regulated utility sellers shall determine whether
344 individual purchases are exempt or nonexempt based upon the
345 seller's utility service rate classifications as contained
346 in tariffs on file with and approved by the Missouri public
347 service commission. Sales and purchases made pursuant to
348 the rate classification "residential" and sales to and
349 purchases made by or on behalf of the occupants of
350 residential apartments or condominiums through a single or
351 master meter, including service for common areas and
352 facilities and vacant units, shall be considered as sales

353 made for domestic use and such sales shall be exempt from
354 sales tax. Sellers shall charge sales tax upon the entire
355 amount of purchases classified as nondomestic use. The
356 seller's utility service rate classification and the
357 provision of service thereunder shall be conclusive as to
358 whether or not the utility must charge sales tax;

359 (c) Each person making domestic use purchases of
360 services or property and who uses any portion of the
361 services or property so purchased for a nondomestic use
362 shall, by the fifteenth day of the fourth month following
363 the year of purchase, and without assessment, notice or
364 demand, file a return and pay sales tax on that portion of
365 nondomestic purchases. Each person making nondomestic
366 purchases of services or property and who uses any portion
367 of the services or property so purchased for domestic use,
368 and each person making domestic purchases on behalf of
369 occupants of residential apartments or condominiums through
370 a single or master meter, including service for common areas
371 and facilities and vacant units, under a nonresidential
372 utility service rate classification may, between the first
373 day of the first month and the fifteenth day of the fourth
374 month following the year of purchase, apply for credit or
375 refund to the director of revenue and the director shall
376 give credit or make refund for taxes paid on the domestic
377 use portion of the purchase. The person making such
378 purchases on behalf of occupants of residential apartments
379 or condominiums shall have standing to apply to the director
380 of revenue for such credit or refund;

381 (24) All sales of handicraft items made by the seller
382 or the seller's spouse if the seller or the seller's spouse
383 is at least sixty-five years of age, and if the total gross

384 proceeds from such sales do not constitute a majority of the
385 annual gross income of the seller;

386 (25) Excise taxes, collected on sales at retail,
387 imposed by Sections 4041, 4071, 4081, 4091, 4161, 4181,
388 4251, 4261 and 4271 of Title 26, United States Code. The
389 director of revenue shall promulgate rules pursuant to
390 chapter 536 to eliminate all state and local sales taxes on
391 such excise taxes;

392 (26) Sales of fuel consumed or used in the operation
393 of ships, barges, or waterborne vessels which are used
394 primarily in or for the transportation of property or cargo,
395 or the conveyance of persons for hire, on navigable rivers
396 bordering on or located in part in this state, if such fuel
397 is delivered by the seller to the purchaser's barge, ship,
398 or waterborne vessel while it is afloat upon such river;

399 (27) All sales made to an interstate compact agency
400 created pursuant to sections 70.370 to 70.441 or sections
401 238.010 to 238.100 in the exercise of the functions and
402 activities of such agency as provided pursuant to the
403 compact;

404 (28) Computers, computer software and computer
405 security systems purchased for use by architectural or
406 engineering firms headquartered in this state. For the
407 purposes of this subdivision, "headquartered in this state"
408 means the office for the administrative management of at
409 least four integrated facilities operated by the taxpayer is
410 located in the state of Missouri;

411 (29) All livestock sales when either the seller is
412 engaged in the growing, producing or feeding of such
413 livestock, or the seller is engaged in the business of
414 buying and selling, bartering or leasing of such livestock;

415 (30) All sales of barges which are to be used
416 primarily in the transportation of property or cargo on
417 interstate waterways;

418 (31) Electrical energy or gas, whether natural,
419 artificial or propane, water, or other utilities which are
420 ultimately consumed in connection with the manufacturing of
421 cellular glass products or in any material recovery
422 processing plant as defined in subdivision (4) of this
423 subsection;

424 (32) Notwithstanding other provisions of law to the
425 contrary, all sales of pesticides or herbicides used in the
426 production of crops, aquaculture, livestock or poultry;

427 (33) Tangible personal property and utilities
428 purchased for use or consumption directly or exclusively in
429 the research and development of agricultural/biotechnology
430 and plant genomics products and prescription pharmaceuticals
431 consumed by humans or animals;

432 (34) All sales of grain bins for storage of grain for
433 resale;

434 (35) All sales of feed which are developed for and
435 used in the feeding of pets owned by a commercial breeder
436 when such sales are made to a commercial breeder, as defined
437 in section 273.325, and licensed pursuant to sections
438 273.325 to 273.357;

439 (36) All purchases by a contractor on behalf of an
440 entity located in another state, provided that the entity is
441 authorized to issue a certificate of exemption for purchases
442 to a contractor under the provisions of that state's laws.
443 For purposes of this subdivision, the term "certificate of
444 exemption" shall mean any document evidencing that the
445 entity is exempt from sales and use taxes on purchases
446 pursuant to the laws of the state in which the entity is

447 located. Any contractor making purchases on behalf of such
448 entity shall maintain a copy of the entity's exemption
449 certificate as evidence of the exemption. If the exemption
450 certificate issued by the exempt entity to the contractor is
451 later determined by the director of revenue to be invalid
452 for any reason and the contractor has accepted the
453 certificate in good faith, neither the contractor or the
454 exempt entity shall be liable for the payment of any taxes,
455 interest and penalty due as the result of use of the invalid
456 exemption certificate. Materials shall be exempt from all
457 state and local sales and use taxes when purchased by a
458 contractor for the purpose of fabricating tangible personal
459 property which is used in fulfilling a contract for the
460 purpose of constructing, repairing or remodeling facilities
461 for the following:

462 (a) An exempt entity located in this state, if the
463 entity is one of those entities able to issue project
464 exemption certificates in accordance with the provisions of
465 section 144.062; or

466 (b) An exempt entity located outside the state if the
467 exempt entity is authorized to issue an exemption
468 certificate to contractors in accordance with the provisions
469 of that state's law and the applicable provisions of this
470 section;

471 (37) All sales or other transfers of tangible personal
472 property to a lessor who leases the property under a lease
473 of one year or longer executed or in effect at the time of
474 the sale or other transfer to an interstate compact agency
475 created pursuant to sections 70.370 to 70.441 or sections
476 238.010 to 238.100;

477 (38) Sales of tickets to any collegiate athletic
478 championship event that is held in a facility owned or

479 operated by a governmental authority or commission, a quasi-
480 governmental agency, a state university or college or by the
481 state or any political subdivision thereof, including a
482 municipality, and that is played on a neutral site and may
483 reasonably be played at a site located outside the state of
484 Missouri. For purposes of this subdivision, "neutral site"
485 means any site that is not located on the campus of a
486 conference member institution participating in the event;

487 (39) All purchases by a sports complex authority
488 created under section 64.920, and all sales of utilities by
489 such authority at the authority's cost that are consumed in
490 connection with the operation of a sports complex leased to
491 a professional sports team;

492 (40) All materials, replacement parts, and equipment
493 purchased for use directly upon, and for the modification,
494 replacement, repair, and maintenance of aircraft, aircraft
495 power plants, and aircraft accessories;

496 (41) Sales of sporting clays, wobble, skeet, and trap
497 targets to any shooting range or similar places of business
498 for use in the normal course of business and money received
499 by a shooting range or similar places of business from
500 patrons and held by a shooting range or similar place of
501 business for redistribution to patrons at the conclusion of
502 a shooting event;

503 (42) All sales of motor fuel, as defined in section
504 142.800, used in any watercraft, as defined in section
505 306.010;

506 (43) Any new or used aircraft sold or delivered in
507 this state to a person who is not a resident of this state
508 or a corporation that is not incorporated in this state, and
509 such aircraft is not to be based in this state and shall not

510 remain in this state more than ten business days subsequent
511 to the last to occur of:

512 (a) The transfer of title to the aircraft to a person
513 who is not a resident of this state or a corporation that is
514 not incorporated in this state; or

515 (b) The date of the return to service of the aircraft
516 in accordance with 14 CFR 91.407 for any maintenance,
517 preventive maintenance, rebuilding, alterations, repairs, or
518 installations that are completed contemporaneously with the
519 transfer of title to the aircraft to a person who is not a
520 resident of this state or a corporation that is not
521 incorporated in this state;

522 (44) Motor vehicles registered in excess of fifty-four
523 thousand pounds, and the trailers pulled by such motor
524 vehicles, that are actually used in the normal course of
525 business to haul property on the public highways of the
526 state, and that are capable of hauling loads commensurate
527 with the motor vehicle's registered weight; and the
528 materials, replacement parts, and equipment purchased for
529 use directly upon, and for the repair and maintenance or
530 manufacture of such vehicles. For purposes of this
531 subdivision, "motor vehicle" and "public highway" shall have
532 the meaning as ascribed in section 390.020;

533 (45) All internet access or the use of internet access
534 regardless of whether the tax is imposed on a provider of
535 internet access or a buyer of internet access. For purposes
536 of this subdivision, the following terms shall mean:

537 (a) "Direct costs", costs incurred by a governmental
538 authority solely because of an internet service provider's
539 use of the public right-of-way. The term shall not include
540 costs that the governmental authority would have incurred if
541 the internet service provider did not make such use of the

542 public right-of-way. Direct costs shall be determined in a
543 manner consistent with generally accepted accounting
544 principles;

545 (b) "Internet", computer and telecommunications
546 facilities, including equipment and operating software, that
547 comprises the interconnected worldwide network that employ
548 the transmission control protocol or internet protocol, or
549 any predecessor or successor protocols to that protocol, to
550 communicate information of all kinds by wire or radio;

551 (c) "Internet access", a service that enables users to
552 connect to the internet to access content, information, or
553 other services without regard to whether the service is
554 referred to as telecommunications, communications,
555 transmission, or similar services, and without regard to
556 whether a provider of the service is subject to regulation
557 by the Federal Communications Commission as a common carrier
558 under 47 U.S.C. Section 201, et seq. For purposes of this
559 subdivision, internet access also includes: the purchase,
560 use, or sale of communications services, including
561 telecommunications services as defined in section 144.010,
562 to the extent the communications services are purchased,
563 used, or sold to provide the service described in this
564 subdivision or to otherwise enable users to access content,
565 information, or other services offered over the internet;
566 services that are incidental to the provision of a service
567 described in this subdivision, when furnished to users as
568 part of such service, including a home page, electronic
569 mail, and instant messaging, including voice-capable and
570 video-capable electronic mail and instant messaging, video
571 clips, and personal electronic storage capacity; a home page
572 electronic mail and instant messaging, including voice-
573 capable and video-capable electronic mail and instant

574 messaging, video clips, and personal electronic storage
575 capacity that are provided independently or that are not
576 packed with internet access. As used in this subdivision,
577 internet access does not include voice, audio, and video
578 programming or other products and services, except services
579 described in this paragraph or this subdivision, that use
580 internet protocol or any successor protocol and for which
581 there is a charge, regardless of whether the charge is
582 separately stated or aggregated with the charge for services
583 described in this paragraph or this subdivision;

584 (d) "Tax", any charge imposed by the state or a
585 political subdivision of the state for the purpose of
586 generating revenues for governmental purposes and that is
587 not a fee imposed for a specific privilege, service, or
588 benefit conferred, except as described as otherwise under
589 this subdivision, or any obligation imposed on a seller to
590 collect and to remit to the state or a political subdivision
591 of the state any gross retail tax, sales tax, or use tax
592 imposed on a buyer by such a governmental entity. The term
593 tax shall not include any franchise fee or similar fee
594 imposed or authorized under sections 67.1830 to 67.1846 or
595 section 67.2689; Section 622 or 653 of the Communications
596 Act of 1934, 47 U.S.C. Section 542 and 47 U.S.C. Section
597 573; or any other fee related to obligations of
598 telecommunications carriers under the Communications Act of
599 1934, 47 U.S.C. Section 151, et seq., except to the extent
600 that:

601 a. The fee is not imposed for the purpose of
602 recovering direct costs incurred by the franchising or other
603 governmental authority from providing the specific
604 privilege, service, or benefit conferred to the payer of the
605 fee; or

606 b. The fee is imposed for the use of a public right-of-
607 way based on a percentage of the service revenue, and the
608 fee exceeds the incremental direct costs incurred by the
609 governmental authority associated with the provision of that
610 right-of-way to the provider of internet access service.

611 Nothing in this subdivision shall be interpreted as an
612 exemption from taxes due on goods or services that were
613 subject to tax on January 1, 2016;

614 (46) All purchases by a company of solar photovoltaic
615 energy systems, components used to construct a solar
616 photovoltaic energy system, and all purchases of materials
617 and supplies used directly to construct or make improvements
618 to such systems, provided that such systems:

619 (a) Are sold or leased to an end user; or

620 (b) Are used to produce, collect and transmit
621 electricity for resale or retail;

622 **(47) All boat dock rentals or leases thereof.**

623 3. Any ruling, agreement, or contract, whether written
624 or oral, express or implied, between a person and this
625 state's executive branch, or any other state agency or
626 department, stating, agreeing, or ruling that such person is
627 not required to collect sales and use tax in this state
628 despite the presence of a warehouse, distribution center, or
629 fulfillment center in this state that is owned or operated
630 by the person or an affiliated person shall be null and void
631 unless it is specifically approved by a majority vote of
632 each of the houses of the general assembly. For purposes of
633 this subsection, an "affiliated person" means any person
634 that is a member of the same controlled group of
635 corporations as defined in Section 1563(a) of the Internal
636 Revenue Code of 1986, as amended, as the vendor or any other

637 entity that, notwithstanding its form of organization, bears
638 the same ownership relationship to the vendor as a
639 corporation that is a member of the same controlled group of
640 corporations as defined in Section 1563(a) of the Internal
641 Revenue Code, as amended.

2 [273.050. No dog shall be permitted to be
3 and remain within the limits of the state unless
4 the owner thereof, or someone for said owner,
5 shall have caused such dog to be listed and the
6 tax imposed by sections 273.040 to 273.180 to be
7 paid on or before the first day of February of
each year hereafter.]

Section B. Because immediate action is necessary to
2 protect taxpayers from inflated values and rapidly
3 increasing prices, the repeal and reenactment of section
4 137.115 of this act is deemed necessary for the immediate
5 preservation of the public health, welfare, peace, and
6 safety, and is hereby declared to be an emergency act within
7 the meaning of the constitution, and the repeal and
8 reenactment of section 137.115 of this act shall be in full
9 force and effect upon its passage and approval.

✓