

FIRST REGULAR SESSION
[PERFECTED]
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 798
103RD GENERAL ASSEMBLY

1412H.02P

JOSEPH ENGLER, Chief Clerk

AN ACT

To repeal sections 135.600, 135.621, 135.630, 143.011, 143.031, 143.071, 143.121, 143.131, and 143.177, RSMo, and to enact in lieu thereof nine new sections relating to taxation.

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

Section A. Sections 135.600, 135.621, 135.630, 143.011, 143.031, 143.071, 143.121, 143.131, and 143.177, RSMo, are repealed and nine new sections enacted in lieu thereof, to be known as sections 135.600, 135.621, 135.630, 143.011, 143.031, 143.071, 143.121, 143.131, and 143.512, to read as follows:

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

(1) "Contribution", a donation of cash, stock, bonds or other marketable securities, or real property;

(2) "Maternity home", a residential facility located in this state:

(a) Established for the purpose of providing housing and assistance to pregnant women who are carrying their pregnancies to term;

(b) That does not perform, induce, or refer for abortions and that does not hold itself out as performing, inducing, or referring for abortions;

(c) That provides services at no cost to clients; and

(d) That is exempt from income taxation under the United States Internal Revenue Code;

(3) "State tax liability", in the case of a business taxpayer, any liability incurred by such taxpayer pursuant to the provisions of chapter 143, chapter 147, chapter 148, and chapter 153, exclusive of the provisions relating to the withholding of tax as provided for in sections

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.

15 143.191 to 143.265, and related provisions, and in the case of an individual taxpayer, any
16 liability incurred by such taxpayer pursuant to the provisions of chapter 143;

17 (4) "Taxpayer", a person, firm, a partner in a firm, corporation or a shareholder in an
18 S corporation doing business in the state of Missouri and subject to the state income tax
19 imposed by the provisions of chapter 143, including any ~~charitable~~ organization which is
20 exempt from federal income tax and whose Missouri unrelated business taxable income, if
21 any, would be subject to the state income tax imposed under chapter 143, or a corporation
22 subject to the annual corporation franchise tax imposed by the provisions of chapter 147, or
23 an insurance company paying an annual tax on its gross premium receipts in this state, or
24 other financial institution paying taxes to the state of Missouri or any political subdivision of
25 this state pursuant to the provisions of chapter 148, or an express company which pays an
26 annual tax on its gross receipts in this state pursuant to chapter 153, or an individual subject to
27 the state income tax imposed by the provisions of chapter 143.

28 2. A taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax
29 liability, in an amount equal to fifty percent of the amount such taxpayer contributed to a
30 maternity home for all fiscal years ending on or before June 30, 2022, and seventy percent of
31 the amount such taxpayer contributed to a maternity home for all fiscal years beginning on or
32 after July 1, 2022, **but ending on or before June 30, 2026. For all fiscal years beginning**
33 **on or after July 1, 2026, a taxpayer shall be allowed to claim a tax credit against the**
34 **taxpayer's state tax liability in an amount equal to one hundred percent of the amount**
35 **such taxpayer contributed to a maternity home.**

36 3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's
37 state tax liability for the tax year that the credit is claimed, and such taxpayer shall not be
38 allowed to claim a tax credit in excess of fifty thousand dollars per tax year. However, any
39 tax credit that cannot be claimed in the tax year the contribution was made may be carried
40 over only to the next succeeding tax year. No tax credit issued under this section shall be
41 assigned, transferred, or sold.

42 4. Except for any excess credit which is carried over pursuant to subsection 3 of this
43 section, a taxpayer shall not be allowed to claim a tax credit unless the total amount of such
44 taxpayer's contribution or contributions to a maternity home or homes in such taxpayer's tax
45 year has a value of at least one hundred dollars.

46 5. The director of the department of social services shall determine, at least annually,
47 which facilities in this state may be classified as maternity homes. The director of the
48 department of social services may require of a facility seeking to be classified as a maternity
49 home whatever information is reasonably necessary to make such a determination. The
50 director of the department of social services shall classify a facility as a maternity home if
51 such facility meets the definition set forth in subsection 1 of this section.

52 6. The director of the department of social services shall establish a procedure by
53 which a taxpayer can determine if a facility has been classified as a maternity home, and by
54 which such taxpayer can then contribute to such maternity home and claim a tax credit.
55 Maternity homes shall be permitted to decline a contribution from a taxpayer. The
56 cumulative amount of tax credits which may be claimed by all the taxpayers contributing to
57 maternity homes in any one fiscal year shall not exceed two million dollars for all fiscal years
58 ending on or before June 30, 2014, and two million five hundred thousand dollars for all
59 fiscal years beginning on or after July 1, 2014, and ending on or before June 30, 2019, and
60 three million five hundred thousand dollars for all fiscal years beginning on or after July 1,
61 2019, and ending on or before June 30, 2022. For all fiscal years beginning on or after July 1,
62 2022, there shall be no limit imposed on the cumulative amount of tax credits that may be
63 claimed by all taxpayers contributing to maternity homes under the provisions of this section.
64 Tax credits shall be issued in the order contributions are received. If the amount of tax credits
65 redeemed in a fiscal year is less than the cumulative amount authorized under this subsection,
66 the difference shall be carried over to a subsequent fiscal year or years and shall be added to
67 the cumulative amount of tax credits that may be authorized in that fiscal year or years.

68 7. For all fiscal years ending on or before June 30, 2022, the director of the
69 department of social services shall establish a procedure by which, from the beginning of the
70 fiscal year until some point in time later in the fiscal year to be determined by the director of
71 the department of social services, the cumulative amount of tax credits are equally
72 apportioned among all facilities classified as maternity homes. If a maternity home fails to
73 use all, or some percentage to be determined by the director of the department of social
74 services, of its apportioned tax credits during this predetermined period of time, the director
75 of the department of social services may reapportion these unused tax credits to those
76 maternity homes that have used all, or some percentage to be determined by the director of
77 the department of social services, of their apportioned tax credits during this predetermined
78 period of time. The director of the department of social services may establish more than one
79 period of time and reapportion more than once during each fiscal year. To the maximum
80 extent possible, the director of the department of social services shall establish the procedure
81 described in this subsection in such a manner as to ensure that taxpayers can claim all the tax
82 credits possible up to the cumulative amount of tax credits available for the fiscal year.

83 8. This section shall become effective January 1, 2000, and shall apply to all tax years
84 after December 31, 1999.

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

2 (1) "Contribution", a donation of cash, stock, bonds, other marketable securities, or
3 real property;

4 (2) "Department", the department of social services;

5 (3) "Diaper bank", a nonprofit entity located in this state ~~[established and operating~~
6 ~~primarily for the purpose of collecting or purchasing]~~ **that meets the following criteria:**

7 (a) **Collects, purchases, warehouses, and manages a community inventory of**
8 disposable diapers or other hygiene products for infants, children, or incontinent adults ~~[and~~
9 ~~that];~~

10 (b) **Regularly distributes a consistent and reliable supply of** such diapers or other
11 hygiene products through two or more schools, health care facilities, governmental agencies,
12 or other nonprofit entities for eventual distribution to individuals free of charge, **with the**
13 **intention of reducing diaper need; and**

14 (c) **Is a member of a national network organization serving all fifty states**
15 **through which certification demonstrates nonprofit best practices, data-driven program**
16 **design, and equitable distribution focused on best serving infants, children, and**
17 **incontinent adults;**

18 (4) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding
19 withholding tax imposed under sections 143.191 to 143.265, or otherwise due under chapter
20 148 or 153;

21 (5) "Taxpayer", a person, firm, partner in a firm, corporation, or shareholder in an S
22 corporation doing business in the state of Missouri and subject to the state income tax
23 imposed under chapter 143; an insurance company paying an annual tax on its gross premium
24 receipts in this state; any other financial institution paying taxes to the state of Missouri or
25 any political subdivision of this state under chapter 148; an express company that pays an
26 annual tax on its gross receipts in this state under chapter 153; an individual subject to the
27 state income tax under chapter 143; or any ~~[charitable]~~ organization that is exempt from
28 federal income tax and whose Missouri unrelated business taxable income, if any, would be
29 subject to the state income tax imposed under chapter 143.

30 2. For all fiscal years beginning on or after July 1, 2019, **but ending on or before**
31 **June 30, 2026**, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax
32 liability in an amount equal to fifty percent of the amount of such taxpayer's contributions to a
33 diaper bank. **For all fiscal years beginning on or after July 1, 2026, a taxpayer shall be**
34 **allowed to claim a tax credit against the taxpayer's state tax liability in an amount equal**
35 **to one hundred percent of the amount such taxpayer contributed to a diaper bank.**

36 3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's
37 state tax liability for the tax year for which the credit is claimed, and such taxpayer shall not
38 be allowed to claim a tax credit in excess of fifty thousand dollars per tax year. However, any
39 tax credit that cannot be claimed in the tax year the contribution was made may be carried
40 over only to the next subsequent tax year. No tax credit issued under this section shall be
41 assigned, transferred, or sold.

42 4. Except for any excess credit that is carried over under subsection 3 of this section,
43 no taxpayer shall be allowed to claim a tax credit unless the taxpayer contributes at least one
44 hundred dollars to one or more diaper banks during the tax year for which the credit is
45 claimed.

46 5. The department shall determine, at least annually, which entities in this state
47 qualify as diaper banks. The department may require of an entity seeking to be classified as a
48 diaper bank any information which is reasonably necessary to make such a determination.
49 The department shall classify an entity as a diaper bank if such entity satisfies the definition
50 under subsection 1 of this section.

51 6. The department shall establish a procedure by which a taxpayer can determine if an
52 entity has been classified as a diaper bank.

53 7. Diaper banks may decline a contribution from a taxpayer.

54 8. The cumulative amount of tax credits that may be claimed by all the taxpayers
55 contributing to diaper banks in any one fiscal year shall not exceed five hundred thousand
56 dollars. Tax credits shall be issued in the order contributions are received. If the amount of
57 tax credits redeemed in a tax year is less than five hundred thousand dollars, the difference
58 shall be added to the cumulative limit created under this subsection for the next fiscal year
59 and carried over to subsequent fiscal years until claimed.

60 9. The department shall establish a procedure by which, from the beginning of the
61 fiscal year until some point in time later in the fiscal year to be determined by the department,
62 the cumulative amount of tax credits are equally apportioned among all entities classified as
63 diaper banks. If a diaper bank fails to use all, or some percentage to be determined by the
64 department, of its apportioned tax credits during this predetermined period of time, the
65 department may reapportion such unused tax credits to diaper banks that have used all, or
66 some percentage to be determined by the department, of their apportioned tax credits during
67 this predetermined period of time. The department may establish multiple periods each fiscal
68 year and reapportion accordingly. To the maximum extent possible, the department shall
69 establish the procedure described under this subsection in such a manner as to ensure that
70 taxpayers can claim as many of the tax credits as possible, up to the cumulative limit created
71 under subsection 8 of this section.

72 10. Each diaper bank shall provide information to the department concerning the
73 identity of each taxpayer making a contribution and the amount of the contribution. The
74 department shall provide the information to the department of revenue. The department shall
75 be subject to the confidentiality and penalty provisions of section 32.057 relating to the
76 disclosure of tax information.

77 11. Under section 23.253 of the Missouri sunset act:

78 (1) The provisions of the program authorized under this section shall ~~automatically~~
79 ~~sunset on December thirty-first six years after August 28, 2018, unless reauthorized by an act~~
80 ~~of the general assembly;~~

81 (2) ~~If such program is reauthorized, the program authorized under this section shall~~
82 ~~automatically sunset on December thirty-first six years after the effective date of the~~
83 ~~reauthorization of this section] be reauthorized as of the effective date of this act and shall~~
84 **expire on December 31, 2031;**

85 ~~[(3)]~~ (2) This section shall terminate on September first of the calendar year
86 immediately following the calendar year in which the program authorized under this section
87 is sunset; and

88 ~~[(4)]~~ (3) The provisions of this subsection shall not be construed to limit or in any
89 way impair the department's ability to issue tax credits authorized on or before the date the
90 program authorized under this section expires or a taxpayer's ability to redeem such tax
91 credits.

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

2 (1) "Contribution", a donation of cash, stock, bonds, or other marketable securities, or
3 real property;

4 (2) "Director", the director of the department of social services;

5 (3) "Pregnancy resource center", a nonresidential facility located in this state:

6 (a) Established and operating primarily to provide assistance to women and families
7 with crisis pregnancies or unplanned pregnancies by offering pregnancy testing, counseling,
8 emotional and material support, and other similar services or by offering services as described
9 under subsection 2 of section 188.325, to encourage and assist such women and families in
10 carrying their pregnancies to term; and

11 (b) Where childbirths are not performed; and

12 (c) Which does not perform, induce, or refer for abortions and which does not hold
13 itself out as performing, inducing, or referring for abortions; and

14 (d) Which provides direct client services at the facility, as opposed to merely
15 providing counseling or referral services by telephone; and

16 (e) Which provides its services at no cost to its clients; and

17 (f) When providing medical services, such medical services must be performed in
18 accordance with Missouri statute; and

19 (g) Which is exempt from income taxation pursuant to the Internal Revenue Code of
20 1986, as amended;

21 (4) "State tax liability", in the case of a business taxpayer, any liability incurred by
22 such taxpayer pursuant to the provisions of chapters 143, 147, 148, and 153, excluding
23 sections 143.191 to 143.265 and related provisions, and in the case of an individual taxpayer,

24 any liability incurred by such taxpayer pursuant to the provisions of chapter 143, excluding
25 sections 143.191 to 143.265 and related provisions;

26 (5) "Taxpayer", a person, firm, a partner in a firm, corporation, or a shareholder in an
27 S corporation doing business in the state of Missouri and subject to the state income tax
28 imposed by the provisions of chapter 143, or a corporation subject to the annual corporation
29 franchise tax imposed by the provisions of chapter 147, or an insurance company paying an
30 annual tax on its gross premium receipts in this state, or other financial institution paying
31 taxes to the state of Missouri or any political subdivision of this state pursuant to the
32 provisions of chapter 148, or an express company which pays an annual tax on its gross
33 receipts in this state pursuant to chapter 153, or an individual subject to the state income tax
34 imposed by the provisions of chapter 143, or any ~~charitable~~ organization which is exempt
35 from federal income tax and whose Missouri unrelated business taxable income, if any, would
36 be subject to the state income tax imposed under chapter 143.

37 2. (1) Beginning on March 29, 2013, any contribution to a pregnancy resource center
38 made on or after January 1, 2013, shall be eligible for tax credits as provided by this section.

39 (2) For all tax years beginning on or after January 1, 2007, and ending on or before
40 December 31, 2020, a taxpayer shall be allowed to claim a tax credit against the taxpayer's
41 state tax liability in an amount equal to fifty percent of the amount such taxpayer contributed
42 to a pregnancy resource center. For all tax years beginning on or after January 1, 2021, **but**
43 **ending on or before December 31, 2025**, a taxpayer shall be allowed to claim a tax credit
44 against the taxpayer's state tax liability in an amount equal to seventy percent of the amount
45 such taxpayer contributed to a pregnancy resource center. **For all tax years beginning on or**
46 **after January 1, 2026, a taxpayer shall be allowed to claim a tax credit against the**
47 **taxpayer's state tax liability in an amount equal to one hundred percent of the amount**
48 **such taxpayer contributed to a pregnancy resource center.**

49 3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer's
50 state tax liability for the tax year for which the credit is claimed, and such taxpayer shall not
51 be allowed to claim a tax credit in excess of fifty thousand dollars per tax year. However, any
52 tax credit that cannot be claimed in the tax year the contribution was made may be carried
53 over only to the next succeeding tax year. No tax credit issued under this section shall be
54 assigned, transferred, or sold.

55 4. Except for any excess credit which is carried over pursuant to subsection 3 of this
56 section, a taxpayer shall not be allowed to claim a tax credit unless the total amount of such
57 taxpayer's contribution or contributions to a pregnancy resource center or centers in such
58 taxpayer's tax year has a value of at least one hundred dollars.

59 5. The director shall determine, at least annually, which facilities in this state may be
60 classified as pregnancy resource centers. The director may require of a facility seeking to be

61 classified as a pregnancy resource center whatever information which is reasonably necessary
62 to make such a determination. The director shall classify a facility as a pregnancy resource
63 center if such facility meets the definition set forth in subsection 1 of this section.

64 6. The director shall establish a procedure by which a taxpayer can determine if a
65 facility has been classified as a pregnancy resource center. Pregnancy resource centers shall
66 be permitted to decline a contribution from a taxpayer. The cumulative amount of tax credits
67 which may be claimed by all the taxpayers contributing to pregnancy resource centers in any
68 one fiscal year shall not exceed two million dollars for all fiscal years ending on or before
69 June 30, 2014, and two million five hundred thousand dollars for all fiscal years beginning on
70 or after July 1, 2014, and ending on or before June 30, 2019, and three million five hundred
71 thousand dollars for all fiscal years beginning on or after July 1, 2019, and ending on or
72 before June 30, 2021. For all fiscal years beginning on or after July 1, 2021, there shall be no
73 limit imposed on the cumulative amount of tax credits that may be claimed by all taxpayers
74 contributing to pregnancy resource centers under the provisions of this section. Tax credits
75 shall be issued in the order contributions are received. If the amount of tax credits redeemed
76 in a fiscal year is less than the cumulative amount authorized under this subsection, the
77 difference shall be carried over to a subsequent fiscal year or years and shall be added to the
78 cumulative amount of tax credits that may be authorized in that fiscal year or years.

79 7. For all fiscal years ending on or before June 30, 2021, the director shall establish a
80 procedure by which, from the beginning of the fiscal year until some point in time later in the
81 fiscal year to be determined by the director, the cumulative amount of tax credits are equally
82 apportioned among all facilities classified as pregnancy resource centers. If a pregnancy
83 resource center fails to use all, or some percentage to be determined by the director, of its
84 apportioned tax credits during this predetermined period of time, the director may reapportion
85 these unused tax credits to those pregnancy resource centers that have used all, or some
86 percentage to be determined by the director, of their apportioned tax credits during this
87 predetermined period of time. The director may establish more than one period of time and
88 reapportion more than once during each fiscal year. To the maximum extent possible, the
89 director shall establish the procedure described in this subsection in such a manner as to
90 ensure that taxpayers can claim all the tax credits possible up to the cumulative amount of tax
91 credits available for the fiscal year.

92 8. Each pregnancy resource center shall provide information to the director
93 concerning the identity of each taxpayer making a contribution to the pregnancy resource
94 center who is claiming a tax credit pursuant to this section and the amount of the contribution.
95 The director shall provide the information to the director of revenue. The director shall be
96 subject to the confidentiality and penalty provisions of section 32.057 relating to the
97 disclosure of tax information.

98 9. The provisions of section 23.253 shall not apply to this section.

143.011. 1. **For all tax years beginning on or before December 31, 2025**, a tax is
 2 hereby imposed for every ~~taxable~~ tax year on the Missouri taxable income of every resident.
 3 The tax shall be determined by applying the tax table or the rate provided in section 143.021,
 4 which is based upon the following rates:

If the Missouri taxable income is:	The tax is:
Not over \$1,000.00	1 1/2% of the Missouri taxable income
Over \$1,000 but not over \$2,000	\$15 plus 2% of excess over \$1,000
Over \$2,000 but not over \$3,000	\$35 plus 2 1/2% of excess over \$2,000
Over \$3,000 but not over \$4,000	\$60 plus 3% of excess over \$3,000
Over \$4,000 but not over \$5,000	\$90 plus 3 1/2% of excess over \$4,000
Over \$5,000 but not over \$6,000	\$125 plus 4% of excess over \$5,000
Over \$6,000 but not over \$7,000	\$165 plus 4 1/2% of excess over \$6,000
Over \$7,000 but not over \$8,000	\$210 plus 5% of excess over \$7,000
Over \$8,000 but not over \$9,000	\$260 plus 5 1/2% of excess over \$8,000
Over \$9,000	\$315 plus 6% of excess over \$9,000

25 2. (1) Notwithstanding the provisions of subsection 1 of this section to the contrary,
 26 beginning with the 2023 calendar year, **but ending on or before December 31, 2025**, the top
 27 rate of tax pursuant to subsection 1 of this section shall be four and ninety-five hundredths
 28 percent.

29 (2) The modification of tax rates made pursuant to this subsection shall apply only to
 30 tax years that begin on or after January 1, 2023, **but before January 1, 2026**.

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

35 3. (1) **For all tax years beginning on or after January 1, 2026, a tax is hereby**
36 **imposed for every tax year on the Missouri taxable income of every resident of this state**
37 **at a rate of four and seven-tenths percent, or the top rate of tax as in effect on January 1,**
38 **2026, whichever is less. The tax shall be determined by the application of the income**
39 **provisions provided under section 143.021.**

40 (2) **Any modification of the tax rate under this subsection shall apply only to tax**
41 **years that begin on or after a modification takes effect.**

42 (3) **The department of revenue shall, by rule and by posting on the department's**
43 **website, adjust the appropriate tax rate to effectuate the provisions of this subsection.**

44 4. (1) In addition to the rate ~~[reduction]~~ **established** under ~~[subsection]~~ **subsections 2**
45 **and 3** of this section, beginning with the ~~[2024]~~ **2026** calendar year, the ~~[top]~~ rate of tax under
46 subsection ~~[4]~~ **3** of this section may be reduced by ~~[fifteen-hundredths]~~ **one tenth** of a percent.
47 **No more than ten reductions shall be made under this subsection.** A reduction in the rate
48 of tax shall take effect on January first of a calendar year and such reduced rates shall
49 continue in effect until the next reduction occurs.

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

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

56 (4) The director of the department of revenue shall, by rule, adjust the tax ~~[tables]~~
57 **rate** under subsection ~~[4]~~ **3** of this section to effectuate the provisions of this subsection.

58 ~~[4-]~~ **5.** (1) In addition to the rate reductions under subsections 2, **3**, and ~~[3]~~ **4** of this
59 section, beginning with the calendar year immediately following the calendar year in which a
60 reduction is made pursuant to subsection ~~[3]~~ **4** of this section, the top rate of tax under
61 subsection 1 of this section may be further reduced over a period of years. Each reduction in
62 the top rate of tax shall be by one-tenth of a percent and no more than one reduction shall
63 occur in a calendar year. No more than three reductions shall be made under this subsection.
64 Reductions in the rate of tax shall take effect on January first of a calendar year and such
65 reduced rates shall continue in effect until the next reduction occurs.

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

67 a. The amount of net general revenue collected in the previous fiscal year exceeds the
68 highest amount of net general revenue collected in any of the three fiscal years prior to such
69 fiscal year by at least two hundred million dollars; and

70 b. The amount of net general revenue collected in the previous fiscal year exceeds the
71 amount of net general revenue collected in the fiscal year five years prior, adjusted annually
72 by the percentage increase in inflation over the preceding five fiscal years.

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

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

78 (4) The director of the department of revenue shall, by rule, adjust the tax tables under
79 subsection 1 of this section to effectuate the provisions of this subsection. The bracket for
80 income subject to the top rate of tax shall be eliminated once the top rate of tax has been
81 reduced below the rate applicable to such bracket, and the top remaining rate of tax shall
82 apply to all income in excess of the income in the second highest remaining income bracket.

83 ~~[5:]~~ 6. Beginning with the 2017 calendar year, **and ending on or before December**
84 **31, 2025**, the brackets of Missouri taxable income identified in subsection 1 of this section
85 shall be adjusted annually by the percent increase in inflation. The director shall publish such
86 brackets annually beginning on or after October 1, 2016. Modifications to the brackets shall
87 take effect on January first of each calendar year and shall apply to tax years beginning on or
88 after the effective date of the new brackets.

89 ~~[6:]~~ 7. As used in this section, the following terms mean:

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

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

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

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

143.031. 1. A husband and wife who file a joint federal income tax return shall file a
2 combined return. A husband and wife who do not file a joint federal income tax return shall
3 not file a combined return.

4 2. The Missouri combined taxable income on a combined return shall include all of
5 the income and deductions of the husband and wife. **For all tax years ending on or before**
6 **December 31, 2025**, the Missouri taxable income of each spouse shall be an amount that is
7 the same proportion of their Missouri combined taxable income as the Missouri adjusted

8 gross income of that spouse bears to their Missouri combined adjusted gross income. **For all**
9 **tax years beginning on or after January 1, 2026, there shall be one column for the**
10 **calculation of total Missouri combined adjusted gross income on a Missouri income tax**
11 **return.**

12 3. The tax of each spouse shall be determined by the application of either section
13 143.021 or section 143.041 depending upon whether such spouse is a resident or nonresident.
14 Their Missouri combined tax shall be the sum of the tax applicable to each spouse.

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

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

7 3. For all tax years beginning on or after January 1, 2020, a tax is hereby imposed
8 upon the Missouri taxable income of corporations in an amount equal to four percent of
9 Missouri taxable income.

10 4. **For all tax years beginning on or after January 1, 2026, a tax is hereby**
11 **imposed upon the Missouri taxable income of corporations in an amount equal to three**
12 **and three-fourths percent of Missouri taxable income.**

13 5. The provisions of this section shall not apply to out-of-state businesses operating
14 under sections 190.270 to 190.285.

143.121. 1. The Missouri adjusted gross income of a resident individual shall be the
2 taxpayer's federal adjusted gross income subject to the modifications in this section.

3 2. There shall be added to the taxpayer's federal adjusted gross income:

4 (1) The amount of any federal income tax refund received for a prior year which
5 resulted in a Missouri income tax benefit. The amount added pursuant to this subdivision
6 shall not include any amount of a federal income tax refund attributable to a tax credit
7 reducing a taxpayer's federal tax liability pursuant to Public Law 116-136 or 116-260, enacted
8 by the 116th United States Congress, for the tax year beginning on or after January 1, 2020,
9 and ending on or before December 31, 2020, and deducted from Missouri adjusted gross
10 income pursuant to section 143.171. The amount added under this subdivision shall also not
11 include any amount of a federal income tax refund attributable to a tax credit reducing a
12 taxpayer's federal tax liability under any other federal law that provides direct economic
13 impact payments to taxpayers to mitigate financial challenges related to the COVID-19
14 pandemic, and deducted from Missouri adjusted gross income under section 143.171;

15 (2) Interest on certain governmental obligations excluded from federal gross income
16 by 26 U.S.C. Section 103 of the Internal Revenue Code, as amended. The previous sentence

17 shall not apply to interest on obligations of the state of Missouri or any of its political
18 subdivisions or authorities and shall not apply to the interest described in subdivision (1) of
19 subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced
20 by the amounts applicable to such interest that would have been deductible in computing the
21 taxable income of the taxpayer except only for the application of 26 U.S.C. Section 265 of the
22 Internal Revenue Code, as amended. The reduction shall only be made if it is at least five
23 hundred dollars;

24 (3) The amount of any deduction that is included in the computation of federal
25 taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended
26 by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted
27 relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the
28 extent the amount deducted exceeds the amount that would have been deductible pursuant to
29 26 U.S.C. Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002;

30 (4) The amount of any deduction that is included in the computation of federal
31 taxable income for net operating loss allowed by 26 U.S.C. Section 172 of the Internal
32 Revenue Code of 1986, as amended, other than the deduction allowed by 26 U.S.C. Section
33 172(b)(1)(G) and 26 U.S.C. Section 172(i) of the Internal Revenue Code of 1986, as
34 amended, for a net operating loss the taxpayer claims in the tax year in which the net
35 operating loss occurred or carries forward for a period of more than twenty years and carries
36 backward for more than two years. Any amount of net operating loss taken against federal
37 taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision
38 after June 18, 2002, may be carried forward and taken against any income on the Missouri
39 income tax return for a period of not more than twenty years from the year of the initial loss;
40 and

41 (5) For nonresident individuals in all taxable years ending on or after December 31,
42 2006, the amount of any property taxes paid to another state or a political subdivision of
43 another state for which a deduction was allowed on such nonresident's federal return in the
44 taxable year unless such state, political subdivision of a state, or the District of Columbia
45 allows a subtraction from income for property taxes paid to this state for purposes of
46 calculating income for the income tax for such state, political subdivision of a state, or the
47 District of Columbia;

48 (6) For all tax years beginning on or after January 1, 2018, any interest expense paid
49 or accrued in a previous taxable year, but allowed as a deduction under 26 U.S.C. Section
50 163, as amended, in the current taxable year by reason of the carryforward of disallowed
51 business interest provisions of 26 U.S.C. Section 163(j), as amended. For the purposes of this
52 subdivision, an interest expense is considered paid or accrued only in the first taxable year the

53 deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the
54 limitation under 26 U.S.C. Section 163(j), as amended, did not exist.

55 3. There shall be subtracted from the taxpayer's federal adjusted gross income the
56 following amounts to the extent included in federal adjusted gross income:

57 (1) Interest received on deposits held at a federal reserve bank or interest or dividends
58 on obligations of the United States and its territories and possessions or of any authority,
59 commission or instrumentality of the United States to the extent exempt from Missouri
60 income taxes pursuant to the laws of the United States. The amount subtracted pursuant to
61 this subdivision shall be reduced by any interest on indebtedness incurred to carry the
62 described obligations or securities and by any expenses incurred in the production of interest
63 or dividend income described in this subdivision. The reduction in the previous sentence
64 shall only apply to the extent that such expenses including amortizable bond premiums are
65 deducted in determining the taxpayer's federal adjusted gross income or included in the
66 taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses
67 total at least five hundred dollars;

68 (2) The portion of any gain, from the sale or other disposition of property having a
69 higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal
70 income tax purposes on December 31, 1972, that does not exceed such difference in basis. If
71 a gain is considered a long-term capital gain for federal income tax purposes, the modification
72 shall be limited to one-half of such portion of the gain;

73 (3) The amount necessary to prevent the taxation pursuant to this chapter of any
74 annuity or other amount of income or gain which was properly included in income or gain and
75 was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the
76 taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive
77 the income or gain, or to a trust or estate from which the taxpayer received the income or
78 gain;

79 (4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the
80 extent that the same are included in federal adjusted gross income;

81 (5) The amount of any state income tax refund for a prior year which was included in
82 the federal adjusted gross income;

83 (6) The portion of capital gain specified in section 135.357 that would otherwise be
84 included in federal adjusted gross income;

85 (7) The amount that would have been deducted in the computation of federal taxable
86 income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as in effect on
87 January 1, 2002, to the extent that amount relates to property purchased on or after July 1,
88 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually

89 deducted pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the
90 Job Creation and Worker Assistance Act of 2002;

91 (8) For all tax years beginning on or after January 1, 2005, the amount of any income
92 received for military service while the taxpayer serves in a combat zone which is included in
93 federal adjusted gross income and not otherwise excluded therefrom. As used in this section,
94 "combat zone" means any area which the President of the United States by Executive Order
95 designates as an area in which Armed Forces of the United States are or have engaged in
96 combat. Service is performed in a combat zone only if performed on or after the date
97 designated by the President by Executive Order as the date of the commencing of combat
98 activities in such zone, and on or before the date designated by the President by Executive
99 Order as the date of the termination of combatant activities in such zone;

100 (9) For all tax years ending on or after July 1, 2002, with respect to qualified property
101 that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an
102 additional modification was made under subdivision (3) of subsection 2 of this section, the
103 amount by which additional modification made under subdivision (3) of subsection 2 of this
104 section on qualified property has not been recovered through the additional subtractions
105 provided in subdivision (7) of this subsection;

106 (10) For all tax years beginning on or after January 1, 2014, the amount of any
107 income received as payment from any program which provides compensation to agricultural
108 producers who have suffered a loss as the result of a disaster or emergency, including the:

- 109 (a) Livestock Forage Disaster Program;
- 110 (b) Livestock Indemnity Program;
- 111 (c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;
- 112 (d) Emergency Conservation Program;
- 113 (e) Noninsured Crop Disaster Assistance Program;
- 114 (f) Pasture, Rangeland, Forage Pilot Insurance Program;
- 115 (g) Annual Forage Pilot Program;
- 116 (h) Livestock Risk Protection Insurance Plan;
- 117 (i) Livestock Gross Margin Insurance Plan;

118 (11) For all tax years beginning on or after January 1, 2018, any interest expense paid
119 or accrued in the current taxable year, but not deducted as a result of the limitation imposed
120 under 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest
121 expense is considered paid or accrued only in the first taxable year the deduction would have
122 been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C.
123 Section 163(j), as amended, did not exist;

124 (12) One hundred percent of any retirement benefits received by any taxpayer as a
125 result of the taxpayer's service in the Armed Forces of the United States, including reserve

126 components and the National Guard of this state, as defined in 32 U.S.C. Sections 101(3) and
127 109, and any other military force organized under the laws of this state; ~~and~~

128 (13) For all tax years beginning on or after January 1, 2022, one hundred percent of
129 any federal, state, or local grant moneys received by the taxpayer if the grant money was
130 disbursed for the express purpose of providing or expanding access to broadband internet to
131 areas of the state deemed to be lacking such access; **and**

132 **(14) For all tax years beginning on or after January 1, 2025, one hundred**
133 **percent of all income reported as a capital gain for federal income tax purposes.**

134 4. There shall be added to or subtracted from the taxpayer's federal adjusted gross
135 income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

136 5. There shall be added to or subtracted from the taxpayer's federal adjusted gross
137 income the modifications provided in section 143.411.

138 6. In addition to the modifications to a taxpayer's federal adjusted gross income in this
139 section, to calculate Missouri adjusted gross income there shall be subtracted from the
140 taxpayer's federal adjusted gross income any gain recognized pursuant to 26 U.S.C. Section
141 1033 of the Internal Revenue Code of 1986, as amended, arising from compulsory or
142 involuntary conversion of property as a result of condemnation or the imminence thereof.

143 7. (1) As used in this subsection, "qualified health insurance premium" means the
144 amount paid during the tax year by such taxpayer for any insurance policy primarily
145 providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's
146 dependents.

147 (2) In addition to the subtractions in subsection 3 of this section, one hundred percent
148 of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's
149 federal adjusted gross income to the extent the amount paid for such premiums is included in
150 federal taxable income. The taxpayer shall provide the department of revenue with proof of
151 the amount of qualified health insurance premiums paid.

152 8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this
153 section, one hundred percent of the cost incurred by a taxpayer for a home energy audit
154 conducted by an entity certified by the department of natural resources under section 640.153
155 or the implementation of any energy efficiency recommendations made in such an audit shall
156 be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid
157 for any such activity is included in federal taxable income. The taxpayer shall provide the
158 department of revenue with a summary of any recommendations made in a qualified home
159 energy audit, the name and certification number of the qualified home energy auditor who
160 conducted the audit, and proof of the amount paid for any activities under this subsection for
161 which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any

162 recommendations made in a qualified home energy audit to the department of natural
163 resources.

164 (2) At no time shall a deduction claimed under this subsection by an individual
165 taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for
166 individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers
167 filing combined returns.

168 (3) Any deduction claimed under this subsection shall be claimed for the tax year in
169 which the qualified home energy audit was conducted or in which the implementation of the
170 energy efficiency recommendations occurred. If implementation of the energy efficiency
171 recommendations occurred during more than one year, the deduction may be claimed in more
172 than one year, subject to the limitations provided under subdivision (2) of this subsection.

173 (4) A deduction shall not be claimed for any otherwise eligible activity under this
174 subsection if such activity qualified for and received any rebate or other incentive through a
175 state-sponsored energy program or through an electric corporation, gas corporation, electric
176 cooperative, or municipally owned utility.

177 9. The provisions of subsection 8 of this section shall expire on December 31, 2020.

178 10. (1) As used in this subsection, the following terms mean:

179 (a) "Beginning farmer", a taxpayer who:

180 a. Has filed at least one but not more than ten Internal Revenue Service Schedule F
181 (Form 1040) Profit or Loss From Farming forms since turning eighteen years of age;

182 b. Is approved for a beginning farmer loan through the USDA Farm Service Agency
183 Beginning Farmer direct or guaranteed loan program;

184 c. Has a farming operation that is determined by the department of agriculture to be
185 new production agriculture but is the principal operator of a farm and has substantial farming
186 knowledge; or

187 d. Has been determined by the department of agriculture to be a qualified family
188 member;

189 (b) "Farm owner", an individual who owns farmland and disposes of or relinquishes
190 use of all or some portion of such farmland as follows:

191 a. A sale to a beginning farmer;

192 b. A lease or rental agreement not exceeding ten years with a beginning farmer; or

193 c. A crop-share arrangement not exceeding ten years with a beginning farmer;

194 (c) "Qualified family member", an individual who is related to a farm owner within
195 the fourth degree by blood, marriage, or adoption and who is purchasing or leasing or is in a
196 crop-share arrangement for land from all or a portion of such farm owner's farming operation.

197 (2) (a) In addition to all other subtractions authorized in this section, a taxpayer who
198 is a farm owner who sells all or a portion of such farmland to a beginning farmer may subtract

199 from such taxpayer's Missouri adjusted gross income an amount to the extent included in
200 federal adjusted gross income as provided in this subdivision.

201 (b) Subject to the limitations in paragraph (c) of this subdivision, the amount that may
202 be subtracted shall be equal to the portion of capital gains received from the sale of such
203 farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such
204 capital gain.

205 (c) A taxpayer may subtract the following amounts and percentages per tax year in
206 total capital gains received from the sale of such farmland under this subdivision:

207 a. For the first two million dollars received, one hundred percent;

208 b. For the next one million dollars received, eighty percent;

209 c. For the next one million dollars received, sixty percent;

210 d. For the next one million dollars received, forty percent; and

211 e. For the next one million dollars received, twenty percent.

212 (d) The department of revenue shall prepare an annual report reviewing the costs and
213 benefits and containing statistical information regarding the subtraction of capital gains
214 authorized under this subdivision for the previous tax year including, but not limited to, the
215 total amount of all capital gains subtracted and the number of taxpayers subtracting such
216 capital gains. Such report shall be submitted before February first of each year to the
217 committee on agriculture policy of the Missouri house of representatives and the committee
218 on agriculture, food production and outdoor resources of the Missouri senate, or the successor
219 committees.

220 (3) (a) In addition to all other subtractions authorized in this section, a taxpayer who
221 is a farm owner who enters a lease or rental agreement for all or a portion of such farmland
222 with a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an
223 amount to the extent included in federal adjusted gross income as provided in this
224 subdivision.

225 (b) Subject to the limitation in paragraph (c) of this subdivision, the amount that may
226 be subtracted shall be equal to the portion of cash rent income received from the lease or
227 rental of such farmland that such taxpayer receives in the tax year for which such taxpayer
228 subtracts such income.

229 (c) No taxpayer shall subtract more than twenty-five thousand dollars per tax year in
230 total cash rent income received from the lease or rental of such farmland under this
231 subdivision.

232 (4) (a) In addition to all other subtractions authorized in this section, a taxpayer who
233 is a farm owner who enters a crop-share arrangement on all or a portion of such farmland with
234 a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an

235 amount to the extent included in federal adjusted gross income as provided in this
236 subdivision.

237 (b) Subject to the limitation in paragraph (c) of this subdivision, the amount that may
238 be subtracted shall be equal to the portion of income received from the crop-share
239 arrangement on such farmland that such taxpayer receives in the tax year for which such
240 taxpayer subtracts such income.

241 (c) No taxpayer shall subtract more than twenty-five thousand dollars per tax year in
242 total income received from the lease or rental of such farmland under this subdivision.

243 (5) The department of agriculture shall, by rule, establish a process to verify that a
244 taxpayer is a beginning farmer for purposes of this section and shall provide verification to
245 the beginning farmer and farm seller of such farmer's and seller's certification and
246 qualification for the exemption provided in this subsection.

143.131. 1. The Missouri standard deduction may be deducted in determining
2 Missouri taxable income of a resident individual unless the taxpayer or his spouse has elected
3 to itemize his deduction as provided in section 143.141.

4 2. (1) For all tax years ending on or before December 31, 2025, the Missouri
5 standard deduction shall be the allowable federal standard deduction.

6 (2) For all tax years beginning on or after January 1, 2026, the Missouri
7 standard deduction shall be the allowable federal standard deduction plus four
8 thousand dollars.

143.512. In the event a taxpayer is denied part or all of a tax credit to which the
2 taxpayer has qualified pursuant to any provision of law due to lack of available funds,
3 and such denial causes a balance-due notice to be generated by the department of
4 revenue or any other redeeming agency, a taxpayer shall not be held liable for any
5 penalty or interest on such balance due, provided the balance is paid or approved
6 payment arrangements have been made within sixty days from the notice of denial. Any
7 payments not timely made pursuant to this section shall be subject to penalty and
8 interest pursuant to this chapter.

2 ~~[143.177. 1. This section shall be known and may be cited as the~~
3 ~~"Missouri Working Family Tax Credit Act".~~

4 ~~2. For purposes of this section, the following terms shall mean:~~

5 ~~(1) "Department", the department of revenue;~~

6 ~~(2) "Eligible taxpayer", a resident individual with a filing status of~~
7 ~~single, head of household, widowed, or married filing combined who is subject~~
8 ~~to the tax imposed under this chapter, excluding withholding tax imposed~~
9 ~~under sections 143.191 to 143.265, and who is allowed a federal earned~~
~~income tax credit under 26 U.S.C. Section 32, as amended;~~

10 ~~(3) "Tax credit", a credit against the tax otherwise due under this~~
11 ~~chapter, excluding withholding tax imposed under sections 143.191 to~~
12 ~~143.265.~~

13 ~~3. (1) Beginning with the 2023 calendar year, an eligible taxpayer~~
14 ~~shall be allowed a tax credit in an amount equal to a percentage of the amount~~
15 ~~such taxpayer would receive under the federal earned income tax credit as~~
16 ~~such credit existed under 26 U.S.C. Section 32 as of January 1, 2021, as~~
17 ~~provided pursuant to subdivision (2) of this subsection. The tax credit allowed~~
18 ~~by this section shall be claimed by such taxpayer at the time such taxpayer~~
19 ~~files a return and shall be applied against the income tax liability imposed by~~
20 ~~this chapter after reduction for all other credits allowed thereon. If the amount~~
21 ~~of the credit exceeds the tax liability, the difference shall not be refunded to the~~
22 ~~taxpayer and shall not be carried forward to any subsequent tax year.~~

23 ~~(2) Subject to the provisions of subdivision (3) of this subsection, the~~
24 ~~percentage of the federal earned income tax credit to be allowed as a tax credit~~
25 ~~pursuant to subdivision (1) of this subsection shall be ten percent, which may~~
26 ~~be increased to twenty percent subject to the provisions of subdivision (3) of~~
27 ~~this subsection. The maximum percentage that may be claimed as a tax credit~~
28 ~~pursuant to this section shall be twenty percent of the federal earned income~~
29 ~~tax credit that may be claimed by such taxpayer. Any increase in the~~
30 ~~percentage that may be claimed as a tax credit shall take effect on January first~~
31 ~~of a calendar year and such percentage shall continue in effect until the next~~
32 ~~percentage increase occurs. An increase shall only apply to tax years that~~
33 ~~begin on or after the increase takes effect.~~

34 ~~(3) The initial percentage to be claimed as a tax credit and any increase~~
35 ~~in the percentage that may be claimed pursuant to subdivision (2) of this~~
36 ~~subsection shall only occur if the amount of net general revenue collected in~~
37 ~~the previous fiscal year exceeds the highest amount of net general revenue~~
38 ~~collected in any of the three fiscal years prior to such fiscal year by at least one~~
39 ~~hundred fifty million dollars.~~

40 ~~4. Notwithstanding the provisions of section 32.057 to the contrary,~~
41 ~~the department shall determine whether any taxpayer filing a report or return~~
42 ~~with the department who did not apply for the credit authorized under this~~
43 ~~section may qualify for the credit and, if so, determines a taxpayer may qualify~~
44 ~~for the credit, shall notify such taxpayer of his or her potential eligibility. In~~
45 ~~making a determination of eligibility under this section, the department shall~~
46 ~~use any appropriate and available data including, but not limited to, data~~
47 ~~available from the Internal Revenue Service, the U.S. Department of Treasury,~~
48 ~~and state income tax returns from previous tax years.~~

49 ~~5. The department shall prepare an annual report containing statistical~~
50 ~~information regarding the tax credits issued under this section for the previous~~
51 ~~tax year, including the total amount of revenue expended, the number of~~
52 ~~credits claimed, and the average value of the credits issued to taxpayers whose~~
53 ~~earned income falls within various income ranges determined by the~~
54 ~~department.~~

55 ~~6. The director of the department may promulgate rules and~~
56 ~~regulations to administer the provisions of this section. Any rule or portion~~
57 ~~of a rule, as that term is defined in section 536.010, that is created under the~~

58 ~~authority delegated in this section shall become effective only if it complies~~
59 ~~with and is subject to all of the provisions of chapter 536 and, if applicable,~~
60 ~~section 536.028. This section and chapter 536 are nonseverable and if any of~~
61 ~~the powers vested with the general assembly pursuant to chapter 536 to review,~~
62 ~~to delay the effective date, or to disapprove and annul a rule are subsequently~~
63 ~~held unconstitutional, then the grant of rulemaking authority and any rule~~
64 ~~proposed or adopted after January 1, 2023, shall be invalid and void.~~
65 ~~7. Tax credits authorized under this section shall not be subject to the~~
66 ~~requirements of sections 135.800 to 135.830.]~~

✓