

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for Senate Committee Substitute for Senate Bill No. 823,  
2 Page 1, In the Title, Line 3, by deleting the words "sales tax" and inserting in lieu thereof the word  
3 "taxation"; and

4  
5 Further amend said bill and page, Section A, Line 3, by inserting after all of said section and line  
6 the following:

7  
8 "135.760. 1. This section shall be known and may be cited as the "Missouri Earned Income  
9 Tax Credit Act".

10 2. For purposes of this section, the following terms mean:

11 (1) "Department", the department of revenue;

12 (2) "Eligible taxpayer", a resident individual with a filing status of single, head of  
13 household, widowed, or married filing combined that is subject to the tax imposed under chapter  
14 143, excluding withholding tax imposed under sections 143.191 to 143.265;

15 (3) "Qualifying child", a dependent child for whom the taxpayer is entitled to a dependency  
16 deduction for federal income tax purposes;

17 (4) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding  
18 withholding tax imposed under sections 143.191 to 143.265.

19 3. For all tax years beginning on or after January 1, 2017, an eligible taxpayer shall be  
20 allowed a tax credit in the amount as provided in subsections 4 and 5 of this section. The tax credit  
21 allowed by this section shall be claimed by such taxpayer at the time such taxpayer files a return and  
22 shall be applied against the income tax liability imposed by chapter 143 after reduction for all other  
23 credits allowed thereon. If the amount of the credit exceeds the tax liability, the difference shall not  
24 be refunded to the taxpayer nor shall it be carried forward to any subsequent tax year.

25 4. For the first tax year this section is effective, an eligible taxpayer shall be allowed a credit  
26 in an amount of:

27 (1) Fifty dollars if the taxpayer has a Missouri adjusted gross income of less than fifteen  
28 thousand dollars with no qualifying child or children;

29 (2) Three hundred dollars if the taxpayer has a Missouri adjusted gross income of less than  
30 forty-five thousand dollars with one qualifying child;

31 (3) Five hundred dollars if the taxpayer has a Missouri adjusted gross income of more than  
32 fifteen thousand dollars but less than forty-five thousand dollars with two qualifying children; or

33 (4) Six hundred dollars if the taxpayer has a Missouri adjusted gross income of more than  
34 fifteen thousand dollars but less than fifty-five thousand dollars with three or more qualifying  
35 children.

36 5. For the second tax year this section is effective and every year thereafter, an eligible

Standing Action Taken \_\_\_\_\_ Date \_\_\_\_\_

Select Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 taxpayer shall be allowed a credit in an amount of:

2 (1) One hundred dollars if the taxpayer has a Missouri adjusted gross income of less than  
3 fifteen thousand dollars with no qualifying child or children;

4 (2) Six hundred dollars if the taxpayer has a Missouri adjusted gross income of less than  
5 forty-five thousand dollars with one qualifying child;

6 (3) One thousand dollars if the taxpayer has a Missouri adjusted gross income of more than  
7 fifteen thousand dollars but less than forty-five thousand dollars with two qualifying children; or

8 (4) One thousand, two hundred dollars if the taxpayer has a Missouri adjusted gross income  
9 of more than fifteen thousand dollars but less than fifty-five thousand dollars with three or more  
10 qualifying children.

11 6. The director of the department of revenue shall promulgate rules and regulations to  
12 administer the provisions of this section. Any rule or portion of a rule, as that term is defined in  
13 section 536.010, that is created under the authority delegated in this section shall become effective  
14 only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable,  
15 section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested  
16 with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to  
17 disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking  
18 authority and any rule proposed or adopted after August 28, 2016, shall be invalid and void."; and  
19

20 Further amend said bill by amending the title, enacting clause, and intersectional references  
21 accordingly.