

# SENATE AMENDMENT NO. 2

Offered by MOON of 29TH

Amend SS/SB Bill No. 36, Page 16, Section 135.1610, Line 73,

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

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

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24	Over \$7,000 but not over	\$210 plus 5% of excess
25	\$8,000	over \$7,000
26	Over \$8,000 but not over	\$260 plus 5 1/2% of
27	\$9,000	excess over \$8,000
28	Over \$9,000	\$315 plus 6% of excess
29		over \$9,000

30           2. (1) Beginning with the 2017 calendar year, the top  
31 rate of tax under subsection 1 of this section may be  
32 reduced over a period of years. Each reduction in the top  
33 rate of tax shall be by one-tenth of a percent and no more  
34 than one reduction shall occur in a calendar year. No more  
35 than five reductions shall be made under this subsection.  
36 Reductions in the rate of tax shall take effect on January  
37 first of a calendar year and such reduced rates shall  
38 continue in effect until the next reduction occurs.

39           (2) A reduction in the rate of tax shall only occur if  
40 the amount of net general revenue collected in the previous  
41 fiscal year exceeds the highest amount of net general  
42 revenue collected in any of the three fiscal years prior to  
43 such fiscal year by at least one hundred fifty million  
44 dollars.

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

48           (4) The director of the department of revenue shall,  
49 by rule, adjust the tax tables under subsection 1 of this  
50 section to effectuate the provisions of this subsection.  
51 The bracket for income subject to the top rate of tax shall  
52 be eliminated once the top rate of tax has been reduced to  
53 five and one-half percent, and the top remaining rate of tax  
54 shall apply to all income in excess of the income in the  
55 second highest remaining income bracket.

56           3. (1) In addition to the rate reductions under  
57 subsection 2 of this section, beginning with the 2019  
58 calendar year, the top rate of tax under subsection 1 of  
59 this section shall be reduced by four-tenths of one  
60 percent. Such reduction in the rate of tax shall take  
61 effect on January first of the 2019 calendar year.

62           (2) The modification of tax rates under this  
63 subsection shall only apply to tax years that begin on or  
64 after the date the modification takes effect.

65           (3) The director of the department of revenue shall,  
66 by rule, adjust the tax tables under subsection 1 of this  
67 section to effectuate the provisions of this subsection.

68           4. (1) In addition to the rate reductions under  
69 subsections 2 and 3 of this section, beginning with the 2022  
70 calendar year, the top rate of tax under subsection 1 of  
71 this section may be reduced by seventeen-hundredths of one  
72 percent. Such reduction in the rate of tax shall take  
73 effect on January first of a calendar year.

74           (2) A reduction in the rate of tax under this  
75 subsection shall only occur if one or more institutions is  
76 subject to the tax imposed on the endowments of institutions  
77 of higher education under section 146.200.

78           (3) The modification of tax rates under this  
79 subsection shall only apply to tax years that begin on or  
80 after a modification takes effect.

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

84           5. Beginning with the 2017 calendar year, the brackets  
85 of Missouri taxable income identified in subsection 1 of  
86 this section shall be adjusted annually by the percent  
87 increase in inflation. The director shall publish such  
88 brackets annually beginning on or after October 1, 2016.

89 Modifications to the brackets shall take effect on January  
 90 first of each calendar year and shall apply to tax years  
 91 beginning on or after the effective date of the new brackets.

92 [5.] 6. As used in this section, the following terms  
 93 mean:

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

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

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

105 (4) "Percent increase in inflation", the percentage,  
 106 if any, by which the CPI for the preceding calendar year  
 107 exceeds the CPI for the year beginning September 1, 2014,  
 108 and ending August 31, 2015. ~~and~~

109 ~~Further amend said bill, page \_\_\_\_\_, Section \_\_\_\_\_,~~  
 110 ~~line \_\_\_\_\_, by inserting after all of said line the~~  
 111 ~~following:~~

112 X146.200. 1. As used in this section, the following  
 113 terms shall mean:

114 (1) "Endowment", a permanent fund held by an  
 115 institution of higher education that:

116 (a) Consists of property, cash, cash equivalents,  
 117 stocks, bonds, or any other marketable security;

118 (b) Is used for purposes indicated by donors to such  
 119 fund or for other purposes related to the mission of the  
 120 institution of higher education; and

121 (c) Attempts to maintain and grow the principal of  
122 such fund, while annually disbursing all or part of  
123 investment earnings generated by the fund;

124 (2) "Qualifying institution of higher education", an  
125 institution of higher education that:

126 (a) Is affiliated with, or provides medical faculty  
127 to, any abortion facility, as such term is defined in  
128 section 188.015;

129 (b) Offers specific medical residencies or fellowships  
130 that offer training in performing or inducing abortions; or

131 (c) Supports in any manner any abortion facility where  
132 abortions are performed or induced when not necessary to  
133 save the life of the mother.

134 2. For all tax years beginning on or after January 1,  
135 2022, a tax is hereby imposed for every tax year on the  
136 endowment of a qualifying institution of higher education at  
137 a rate of one and nine-tenths percent of the aggregate fair  
138 market value of the assets of such endowment. Any  
139 institution that becomes a qualifying institution of higher  
140 education on or after January 1, 2022, shall remain subject  
141 to the tax imposed under this section regardless of whether  
142 such institution no longer meets the definition of a  
143 qualifying institution of higher education as defined under  
144 this section.

145 3. Revenues generated by the tax imposed under this  
146 section shall be deposited in the general revenue fund.

147 4. The department of revenue shall promulgate rules to  
148 implement the provisions of this section. Any rule or  
149 portion of a rule, as that term is defined in section  
150 536.010, that is created under the authority delegated in  
151 this section shall become effective only if it complies with  
152 and is subject to all of the provisions of chapter 536 and,  
153 if applicable, section 536.028. This section and chapter

154 536 are nonseverable, and if any of the powers vested with  
155 the general assembly under chapter 536 to review, to delay  
156 the effective date, or to disapprove and annul a rule are  
157 subsequently held unconstitutional, then the grant of  
158 rulemaking authority and any rule proposed or adopted after  
159 August 28, 2021, shall be invalid and void."; and  
160 Further amend the title and enacting clause accordingly.