

FIRST REGULAR SESSION

HOUSE BILL NO. 631

96TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE GRISAMORE.

1685L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 143, RSMo, by adding thereto one new section relating to designation of tax refunds to the developmental disabilities waiting list equity trust fund.

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

Section A. Chapter 143, RSMo, is amended by adding thereto one new section, to be
2 known as section 143.1017, to read as follows:

3 **143.1017. 1. For all taxable years beginning on or after January 1, 2011, each**
4 **individual or corporation entitled to a tax refund in an amount sufficient to make a**
5 **designation under this section may designate that one dollar or any amount in excess of one**
6 **dollar on a single return, and two dollars or any amount in excess of two dollars on a**
7 **combined return, of the refund due be credited to the developmental disabilities waiting**
8 **list equity trust fund. If any individual or corporation that is not entitled to a tax refund**
9 **in an amount sufficient to make a designation under this section wishes to make a**
10 **contribution to the fund, such individual or corporation may, by separate check, draft, or**
11 **other negotiable instrument, send in with the payment of taxes, or may send in separately,**
12 **that amount the individual or corporation wishes to contribute. Such amounts shall be**
13 **clearly designated for the fund.**

14 **2. There is hereby created in the state treasury the "Developmental Disabilities**
15 **Waiting List Equity Trust Fund", which shall consist of money collected under this section.**
16 **The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and**
17 **30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund**
and, upon appropriation, money in the fund shall be used solely for the administration of
this section and for providing community services and support to people with

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 developmental disabilities and such person's families who are on the developmental
19 disabilities waiting list and are eligible for but not receiving services, with such services to
20 include individualized supported living arrangements, respite care, individual and family
21 support services, and supported employment. Notwithstanding the provisions of section
22 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall
23 not revert to the credit of the general revenue fund. The state treasurer shall invest
24 moneys in the fund in the same manner as other funds are invested. Any interest and
25 moneys earned on such investments shall be credited to the fund. All moneys credited to
26 the trust fund shall be considered nonstate funds under section 15, article IV, Constitution
27 of Missouri. The treasurer shall distribute all moneys deposited in the fund at times the
28 treasurer deems appropriate to the department of mental health.

29 3. The director of revenue shall deposit at least monthly all contributions
30 designated by individuals under this section to the state treasurer for deposit to the fund.
31 The director of revenue shall deposit at least monthly all contributions designated by the
32 corporations under this section, less an amount sufficient to cover the costs of collection
33 and handling by the department of revenue, to the state treasury for deposit to the fund.
34 A contribution designated under this section shall only be deposited in the fund after all
35 other claims against the refund from which such contribution is to be made have been
36 satisfied.

37 4. Under section 23.253 of the Missouri sunset act:

38 (1) The provisions of the new program authorized under this section shall
39 automatically sunset on December thirty-first six years after the effective date of this
40 section unless reauthorized by an act of the general assembly; and

41 (2) If such program is reauthorized, the program authorized under this section
42 shall automatically sunset on December thirty-first twelve years after the effective date of
43 the reauthorization of this section; and

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