

HB 253 -- BROAD-BASED TAX RELIEF ACT OF 2013

SPONSOR: Berry

COMMITTEE ACTION: Voted "Do Pass" by the Committee on International Trade by a vote of 6 to 3.

This bill establishes the Broad-Based Tax Relief Act of 2013 that reduces the tax on corporate business income and business income for sole proprietors, partners, and shareholders in S-corporations.

For all tax years beginning on or after January 1, 2013, the amount of business income to tax will be determined by the Office of Administration comparing the Missouri net individual and corporation income tax revenue received in the fiscal year ending on June 30, 2011, to the Missouri net individual and corporation income tax revenues received in the fiscal year ending on June 30 of the tax year before the tax year of determination. If the result of the comparison shows a decrease from the 2011 year, the percentage of business income to be taxed will not change until the time that the comparison shows the revenues to be equal to or increased from 2011. Once the comparison shows the revenues to be equal to or increased, business income will be taxed at 90% for the year following the determination, then each year the comparison shows the revenues to be equal to or increased from 2011, business income will be taxed at 80%, then 70%, then 60%, and then 50% for each subsequent tax year.

For all tax years beginning on or after January 1, 2013, the corporate tax rate will be determined by the Office of Administration comparing the Missouri net individual and corporation income tax revenue received in the fiscal year ending on June 30, 2011, to the Missouri net individual and corporation income tax revenues received in the fiscal year ending on June 30 of the tax year before the tax year of determination. If the result of the comparison shows a decrease from the 2011 year, the corporate tax rate will remain the same until the time that the comparison shows the revenues to be equal to or increased from 2011. Once the comparison shows the revenues to be equal to or increased, the tax rate will be decreased from 6.25% to 5.625% for the year following the determination, then each year the comparison shows the revenues to be equal to or increased from 2011, the tax rate will decrease to 5%; then 4.375%, then 3.75% and finally to 3.125% for each subsequent tax year. Once a decrease occurs in the amount of the tax imposed, the imposed tax amount cannot increase even if the sum of the Missouri net corporation income tax revenues and the Missouri net individual income tax revenues received in any following fiscal year ending on June 30 of any following tax year are less than the sum of the Missouri net corporation income tax



revenues and the Missouri net individual income tax revenues received in the fiscal year ending on June 30, 2011. For all tax years beginning on or after January 1, 2013, if the average payroll for the tax year of a corporation exceeds 150% of the county average wage in the county in which the corporation is located the tax imposed upon the Missouri taxable income of corporations will be 3.125% of Missouri taxable income with specified exceptions.

PROPONENTS: Supporters say that most small businesses do not qualify for a majority of tax credits and incentives. Because the bill reduces the taxes for everyone by 50% over time, all small businesses will benefit. The performance-based evaluation aspect of this tax reduction tests the economic philosophy that lowering taxes will help the economy.

Testifying for the bill were Representative Berry; Associated Industries of Missouri; Missouri Retailers Association; Missouri Grocers' Association; National Federation of Independent Business; and Clay County Economic Development Council.

OPPONENTS: There was no opposition voiced to the committee.