

HCS SS SB 860 -- TAXATION

SPONSOR: Cunningham (Crawford)

COMMITTEE ACTION: Voted "do pass" by the Committee on Ways and Means by a vote of 11 to 0.

The bill changes the laws regarding taxation.

The bill:

(1) Changes the laws regarding withholding tax returns. Currently, an employer is allowed to file an annual withholding tax return instead of four quarterly returns when the aggregate amount withheld is less than \$20 in each of the four preceding quarters. The bill changes the amount to less than \$100 in each of the four preceding quarters if the employer is not otherwise required to file a withholding return on a quarterly or monthly basis;

(2) Authorizes a state and local sales and use tax exemption for the sale of a used manufactured home;

(3) Adds a graphing calculator with a taxable value of \$150 or less to the list of items that are exempt from state sales tax during the annual sales tax holiday for school supplies;

(4) Repeals the prohibition and allows a seller to advertise or state that the required sales tax will be assumed or absorbed into the price of the property sold or the service rendered if the amount of the tax is separately stated on the invoice or receipt; and

(5) Clarifies that the limitation on a sales tax offset or refund claim is for the final assessment of sales and use tax by the Department of Revenue, and the assessment of an offset must no longer be subject to an appeal.

PROPOSERS: Supporters say that the statutes were not intended to tax a manufactured home but a Missouri Supreme Court decision requires the collection of the sales tax. Currently, a mobile home owner pays a sales tax on 60% of the purchase price at the time of purchase and a personal property tax on 19% of its value annually. The bill exempts the resale of a mobile home from the sales tax.

Testifying for the bill were Senator Cunningham and Missouri Manufactured Housing Association.

OPPONENTS: There was no opposition voiced to the committee.