

FIRST REGULAR SESSION

HOUSE BILL NO. 253

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE BERRY.

0529H.021

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 135, RSMo, by adding thereto one new section relating to tax credits for student loan repayment.

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

Section A. Chapter 135, RSMo, is amended by adding thereto one new section, to be known as section 135.1902, to read as follows:

135.1902. 1. As used in this section, the following terms shall mean:

(1) “Qualified educational institution”, any accredited two-year or four-year college or university. A qualified educational institution shall not include any institution providing postsecondary distance education not participating in a reciprocity agreement approved by the coordinating board under the provisions of section 173.030;

(2) “Qualified individual”, an individual who:

(a) Is a resident of this state;

(b) Is employed by an employer in this state;

(c) Has graduated from a qualified educational institution with a degree in science, engineering, technology, or mathematics after April 30, 2016, with a cumulative grade point average of at least two point five on a four point scale; and

(d) Has a current outstanding balance for educational loans from the pursuit of a degree enumerated in paragraph (c);

(3) “Relocating qualified individual”, an individual who:

(a) Relocates his or her primary residence to this state;

(b) Is employed by an employer in this state;

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.

17 (c) Has graduated from a qualified educational institution with a degree in science,
18 engineering, technology, or mathematics after April 30, 2016, with a cumulative grade
19 point average of at least two point five on a four point scale; and

20 (d) Has a current outstanding balance for educational loans from the pursuit of a
21 degree enumerated in paragraph (c);

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

24 2. A relocating qualified individual shall be allowed to claim a tax credit against the
25 relocating qualified individual's state tax liability in an amount equal to three thousand
26 dollars. A relocating qualified individual shall be allowed to claim a credit under this
27 subsection for a maximum of ten years.

28 3. A qualified individual shall be allowed to claim a tax credit against the qualified
29 individual's state tax liability in an amount equal to five thousand dollars. A qualified
30 individual shall be allowed to claim a credit under this subsection for a maximum of six
31 years.

32 4. The amount of a credit claimed under this section shall not exceed the amount
33 of the relocating qualified individual's or the qualified individual's state tax liability for
34 the taxable year that the credit is claimed.

35 5. Tax credits issued under the provisions of this section shall not be transferred,
36 sold, or assigned; shall not be carried forward or back; and shall be used only for the
37 repayment of outstanding student loans.

38 6. A relocating qualified individual or a qualified individual shall be ineligible for
39 the tax credits established under the provisions of this section if he or she moves his or her
40 primary residence outside of this state or is employed by an employer not located in this
41 state.

42 7. The department of revenue may promulgate rules and regulations for the
43 administration of this section. Any rule or portion of a rule, as that term is defined in
44 section 536.010, that is created under the authority delegated in this section shall become
45 effective only if it complies with and is subject to all of the provisions of chapter 536, and,
46 if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any
47 of the powers vested with the general assembly under chapter 536 to review, to delay the
48 effective date, or to disapprove and annul a rule are subsequently held unconstitutional,
49 then the grant of rulemaking authority and any rule proposed or adopted after August 28,
50 2015, shall be invalid and void.

51 8. In accordance with section 23.253 of the Missouri sunset act:

52 **(1) The programs authorized under this section shall automatically sunset six years**
53 **after August 28, 2015, unless reauthorized by an act of the general assembly; and**

54 **(2) If such program is reauthorized, the program authorized under this section shall**
55 **automatically sunset twelve years after the effective date of the reauthorization of this**
56 **section; and**

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

✓