

**HOUSE** \_\_\_\_\_ **AMENDMENT NO.** \_\_\_\_\_

**Offered By**

1 AMEND House Committee Substitute for House Bill Nos. 1278 & 1152, Page 20, Section  
2 135.1150, Line 92, by inserting after all of said line the following:

3  
4 “135.1160. 1. As used in this section, the following terms mean:

5 (1) "Eligible costs", the purchase costs of materials or labor for cabinets, carpentry,  
6 carpeting, ceramic tile, concrete, counter and vanity tops, drywall, electrical work, exterior siding,  
7 insulation, masonry, painting, plaster, plumbing, plumbing fixtures, roofing, tuckpointing,  
8 waterproofing, windows, and wood flooring;

9 (2) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding  
10 withholding tax imposed by sections 143.191 to 143.265;

11 (3) "Taxpayer", any individual subject to the tax imposed in chapter 143, excluding  
12 withholding tax imposed by sections 143.191 to 143.265 who owns a multi-family dwelling or  
13 residence with at least two or more units that is operated as rental property, who renovates the  
14 rental property, and who lives in one of the units in the renovated rented dwelling or residence.

15 2. For all taxable years beginning on or after January 1, 2013, a taxpayer shall be allowed  
16 a tax credit for eligible costs incurred in renovating the taxpayer's rented dwelling or residence.  
17 The tax credit amount shall be equal to twenty percent of such eligible costs, but shall not exceed  
18 two thousand five hundred dollars per taxpayer claiming the credit. The amount of the tax credit  
19 issued shall not exceed the amount of the taxpayer's state tax liability for the tax year for which  
20 the credit is claimed. If the amount of the tax credit issued exceeds the amount of the taxpayer's  
21 state tax liability for the tax year for which the credit is claimed, the difference shall not be  
22 refundable but may be carried forward to any of the taxpayer's three subsequent taxable years. No  
23 tax credit issued under this section shall be transferred, sold, or assigned. The aggregate amount  
24 of tax credits which may be issued under this section in any one fiscal year shall not exceed five  
25 million dollars. The tax credits issued under this section shall be issued on a first-come, first-  
26 served filing basis.

27 3. To claim the tax credit allowed under this section, the taxpayer shall include with the  
28 taxpayer's income tax return any documentation and information required by the department to  
29 verify that the taxpayer has actually incurred the eligible costs.

1 4. The department of revenue may promulgate rules to implement the provisions of this  
2 section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created  
3 under the authority delegated in this section shall become effective only if it complies with and is  
4 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and  
5 chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant  
6 to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are  
7 subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed  
8 or adopted after August 28, 2012, shall be invalid and void.

9 5. Under section 23.253 of the Missouri sunset act:

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

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

16 (3) This section shall terminate on September first of the calendar year immediately  
17 following the calendar year in which the program authorized under this section is sunset.”; and

18  
19 Further amend said bill by amending the title, enacting clause, and intersectional references  
20 accordingly.