

HOUSE

AMENDMENT NO. \_\_\_

Offered by

of

1 AMEND House Bill No. 468, Page 1, In the Title, Line 3, by  
2 deleting all of said line and inserting in lieu thereof the word  
3 "credits."; and

4  
5 Further amend said bill, Page 1, Section 135.700, Line 17,  
6 by inserting after all of said line the following:

7 "135.1161. 1. As used in this section, the following terms  
8 mean:

9 (1) "Disabled employee", any person who is employed by the  
10 taxpayer claiming the tax credit under this section for a minimum  
11 of forty weeks in each taxable year for which the credit allowed  
12 under this section is claimed and who:

13 (a) Is determined to be at least fifty percent disabled by  
14 the Social Security Administration or the Department of Veterans'  
15 Affairs; or

16 (b) Is determined to be disabled by the division of  
17 vocational rehabilitation and is participating in the division's  
18 job placement program;

19 (2) "Small business", any business that employs fifty or  
20 fewer employees and that hires a disabled employee or a person  
21 recently discharged from a correctional facility;

22 (3) "Tax credit", a credit against the tax otherwise due  
23 under chapter 143, excluding withholding tax imposed by sections  
24 143.191 to 143.265;

25 (4) "Taxpayer", any small business subject to the tax  
26 imposed in chapter 143, excluding withholding tax imposed by  
27 sections 143.191 to 143.265.

28 2. For all taxable years beginning on or after January 1,

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Action Taken \_\_\_\_\_ Date \_\_\_\_\_

1 2016, a taxpayer shall be allowed a tax credit for hiring a  
2 disabled employee or a person discharged from a state or federal  
3 correctional facility within the twelve months immediately  
4 preceding the hiring. The tax credit amount shall be equal to  
5 five hundred dollars for each such person employed, subject to  
6 the following:

7 (1) In the case of a disabled employee, such small business  
8 shall employ the person for an average of twenty-five hours per  
9 week, and the person shall be employed for at least one year  
10 before the small business is eligible for the tax credit;

11 (2) In the case of a person discharged from a correctional  
12 facility within the twelve months immediately preceding the  
13 hiring, such small business shall employ the person for an  
14 average of forty hours per week, and such small business shall  
15 employ such person for at least one year before the small  
16 business is eligible for the tax credit. Upon meeting all  
17 eligibility requirements, the small business shall be eligible to  
18 claim the tax credit for the next three years.

19 3. The amount of the tax credit issued shall not exceed the  
20 amount of the taxpayer's state tax liability for the tax year for  
21 which the credit is claimed. If the amount of the tax credit  
22 allowed exceeds the amount of the taxpayer's state tax liability  
23 for the tax year for which the credit is claimed, the difference  
24 shall not be refundable but may be carried forward to any of the  
25 taxpayer's three subsequent taxable years. No tax credit issued  
26 under this section shall be transferred, sold, or assigned. The  
27 aggregate amount of tax credits which may be issued under this  
28 section in any one fiscal year shall not exceed ten million  
29 dollars. The tax credits issued under this section shall be  
30 issued on a first-come, first-served filing basis.

31 4. The department of revenue may promulgate rules to  
32 implement the provisions of this section. Any rule or portion of  
33 a rule, as that term is defined in section 536.010, that is  
34 created under the authority delegated in this section shall  
35 become effective only if it complies with and is subject to all  
36 of the provisions of chapter 536 and, if applicable, section  
37 536.028. This section and chapter 536 are nonseverable and if

1 any of the powers vested with the general assembly pursuant to  
2 chapter 536 to review, to delay the effective date, or to  
3 disapprove and annul a rule are subsequently held  
4 unconstitutional, then the grant of rulemaking authority and any  
5 rule proposed or adopted after August 28, 2015, shall be invalid  
6 and void.

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

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

12 (2) If such program is reauthorized, the program authorized  
13 under this section shall automatically sunset on December thirty-  
14 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  
17 calendar year immediately following the calendar year in which  
18 the program authorized under this section is sunset."; and

19  
20 Further amend said title, enacting clause and intersectional  
21 references accordingly.