

FIRST REGULAR SESSION

HOUSE BILL NO. 149

96TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES DAY (Sponsor), SMITH (150), FISHER, SCHAD, McCAHERTY, LARGENT, COOKSON, HOSKINS, HINSON, SWINGER, WYATT, BROWN (85), WHITE, FUHR, KELLEY (126), MOLENDORP, WALTON GRAY, KLIPPENSTEIN, HOUGHTON, TILLEY, CASEY, BLACK, MEADOWS, HODGES, KELLY (24), JONES (89), SILVEY, DIEHL, FREDERICK, DAVIS, BRATTIN AND LAIR (Co-sponsors).

0523L.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To repeal section 143.1004, RSMo, and to enact in lieu thereof one new section relating to the Missouri military family relief fund.

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

Section A. Section 143.1004, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 143.1004, to read as follows:

143.1004. 1. In each taxable year beginning on or after January 1, 2005, each individual or corporation entitled to a tax refund in an amount sufficient to make a designation under this section may designate that one dollar or any amount in excess of one dollar on a single return, and two dollars or any amount in excess of two dollars on a combined return, of the refund due be credited to the Missouri military family relief fund. The contribution designation authorized by this section shall be clearly and unambiguously printed on the first page of each income tax return form provided by this state. If any individual or corporation that is not entitled to a tax refund in an amount sufficient to make a designation under this section wishes to make a contribution to the Missouri military family relief fund, such individual or corporation may, by separate check, draft, or other negotiable instrument, send in with the payment of taxes, or may send in separately, that amount, clearly designated for the Missouri military family relief fund, the individual or corporation wishes to contribute. The department of revenue shall deposit such amount to the Missouri military family relief fund as provided in subsection 2 of this section.

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.

14 2. The director of revenue shall deposit at least monthly all contributions designated by
15 individuals under this section to the state treasurer for deposit to the Missouri military family
16 relief fund. The fund shall be administered by a sergeant major of the Missouri national guard,
17 a sergeant major of a reserve component or its equivalent, and a representative of the Missouri
18 veterans commission.

19 3. The director of revenue shall deposit at least monthly all contributions designated by
20 the corporations under this section, less an amount sufficient to cover the cost of collection,
21 handling, and administration by the department of revenue during fiscal year 2006, to the
22 Missouri military family relief fund, not to exceed seventy thousand dollars.

23 4. A contribution designated under this section shall only be deposited in the Missouri
24 military family relief fund after all other claims against the refund from which such contribution
25 is to be made have been satisfied.

26 5. Moneys deposited in the Missouri military family relief fund shall be distributed by
27 the adjutant general in accordance with the provisions of sections 41.216 and 41.218.

28 6. The state treasurer shall invest moneys in the fund in the same manner as other funds
29 are invested. Any interest and moneys earned on such investments shall be credited to the fund.

30 7. [Pursuant to section 23.253 of the Missouri sunset act:

31 (1) The provisions of the new program authorized under this section shall automatically
32 sunset six years after August 28, 2005, unless reauthorized by an act of the general assembly; and

33 (2) If such program is reauthorized, the program authorized under this section shall
34 automatically sunset twelve years after the effective date of the reauthorization of this section;

35 and

36 (3)] This section shall [terminate on December thirty-first of the calendar year
37 immediately following the calendar year in which the program authorized under this section is
38 sunset] **expire on December 31, 2017, and shall terminate on September 1, 2018.**