

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for  
2 Senate Bill Nos. 153 & 97, Page 10, Section 143.011, Line 50, by inserting after the number "5." the  
3 following:

4  
5 "(1) In addition to the rate reductions under subsections 2 and 3 of this section, beginning  
6 with the 2022 calendar year, the top rate of tax under subsection 1 of this section may be reduced by  
7 seventeen-hundredths of one percent. Such reduction in the rate of tax shall take effect on January  
8 first of a calendar year.

9 (2) A reduction in the rate of tax under this subsection shall only occur if one or more  
10 institutions is subject to the tax imposed on the endowments of institutions of higher education  
11 under section 146.200.

12 (3) The modification of tax rates under this subsection shall only apply to tax years that  
13 begin on or after a modification takes effect.

14 (4) The director of the department of revenue shall, by rule, adjust the tax tables under  
15 subsection 1 of this section to effectuate the provisions of this subsection.

16 6."; and

17  
18 Further amend said bill, page, and section, Line 58, by deleting the number "6." and inserting in lieu  
19 thereof the number "7."; and

20  
21 Further amend said bill, Page 36, Section 144.759, Line 67, by inserting after all of said line the  
22 following:

23  
24 "146.200. 1. As used in this section, the following terms shall mean:

25 (1) "Endowment", a permanent fund held by an institution of higher education that:

26 (a) Consists of property, cash, cash equivalents, stocks, bonds, or any other marketable  
27 security;

28 (b) Is used for purposes indicated by donors to such fund or for other purposes related to the  
29 mission of the institution of higher education; and

30 (c) Attempts to maintain and grow the principal of such fund, while annually disbursing all  
31 or part of investment earnings generated by the fund;

32 (2) "Qualifying institution of higher education", an institution of higher education that:

33 (a) Is affiliated with, or provides medical faculty to, any abortion facility, as such term is  
34 defined in section 188.015;

35 (b) Offers specific medical residencies or fellowships that offer training in performing or  
36 inducing abortions; or

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

1           (c) Supports in any manner any abortion facility where abortions are performed or induced  
2 when not necessary to save the life of the mother.

3           2. For all tax years beginning on or after January 1, 2022, a tax is hereby imposed for every  
4 tax year on the endowment of a qualifying institution of higher education at a rate of one and nine-  
5 tenths percent of the aggregate fair market value of the assets of such endowment. Any institution  
6 that becomes a qualifying institution of higher education on or after January 1, 2022, shall remain  
7 subject to the tax imposed under this section regardless of whether such institution no longer meets  
8 the definition of a qualifying institution of higher education as defined under this section.

9           3. Revenues generated by the tax imposed under this section shall be deposited in the  
10 general revenue fund.

11           4. The department of revenue shall promulgate rules to implement the provisions of this  
12 section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created  
13 under the authority delegated in this section shall become effective only if it complies with and is  
14 subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and  
15 chapter 536 are nonseverable, and if any of the powers vested with the general assembly under  
16 chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently  
17 held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after  
18 August 28, 2021, shall be invalid and void."; and

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