

SECOND REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
**HOUSE JOINT
RESOLUTION NO. 75**
102ND GENERAL ASSEMBLY

3571H.02C

DANA RADEMAN MILLER, Chief Clerk

JOINT RESOLUTION

Submitting to the qualified voters of Missouri an amendment repealing Section 6 of Article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to property tax exemptions.

Be it resolved by the House of Representatives, the Senate concurring therein:

That at the next general election to be held in the state of Missouri, on Tuesday next following the first Monday in November, 2024, or at a special election to be called by the governor for that purpose, there is hereby submitted to the qualified voters of this state, for adoption or rejection, the following amendment to Article X of the Constitution of the state of Missouri:

Section A. Section 6, Article X, Constitution of Missouri, is repealed and one new section adopted in lieu thereof, to be known as Section 6, to read as follows:

Section 6. 1. **(1) As used in this subsection, the following terms mean:**

(a) "Disabled veteran", an individual who:

a. Is a resident of this state;

b. Has been separated under honorable conditions from active service in:

(i) Any branch of the Armed Forces of the United States;

(ii) Any reserve component of the Armed Forces of the United States;

(iii) The National Guard of this state as defined in 32 U.S.C. Section 101, as amended; or

(iv) Any defense force of this state as described in 32 U.S.C. Section 109, as amended; and

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.

11 **c. Has been certified by the United States Department of Veterans Affairs or its**
12 **successor agency to be in receipt of disability compensation at the one hundred percent**
13 **rate as a result of a service-connected disability claim allowed by the United States**
14 **Department of Veterans Affairs, with such disability being permanent and sustained**
15 **through military action or accident or resulting from disease contracted while in such**
16 **active service;**

17 **(b) "Surviving spouse", the living spouse of a deceased disabled veteran as**
18 **defined under this subdivision.**

19 **(2)** All property, real and personal, of the state, counties and other political
20 subdivisions, and nonprofit cemeteries, ~~and~~ all real property used as a homestead as defined
21 by law of any citizen of this state who is a former prisoner of war, as defined by law~~, and~~
22 ~~who has a total service-connected disability~~, **and all real property used as a homestead as**
23 **defined by law of any disabled veteran or of any surviving spouse of a deceased disabled**
24 **veteran, subject to the provisions of subdivision (3) of this subsection,** shall be exempt
25 from taxation; all personal property held as industrial inventories, including raw materials,
26 work in progress and finished work on hand, by manufacturers and refiners, and all personal
27 property held as goods, wares, merchandise, stock in trade or inventory for resale by
28 distributors, wholesalers, or retail merchants or establishments shall be exempt from taxation;
29 and all property, real and personal, not held for private or corporate profit and used
30 exclusively for religious worship, for schools and colleges, for purposes purely charitable, for
31 agricultural and horticultural societies, or for veterans' organizations may be exempted from
32 taxation by general law. In addition to the above, household goods, furniture, wearing apparel
33 and articles of personal use and adornment owned and used by a person in his home or
34 dwelling place may be exempt from taxation by general law but any such law may provide for
35 approximate restitution to the respective political subdivisions of revenues lost by reason of
36 the exemption. All laws exempting from taxation property other than the property
37 enumerated in this article, shall be void. The provisions of this section exempting certain
38 personal property of manufacturers, refiners, distributors, wholesalers, and retail merchants
39 and establishments from taxation shall become effective, unless otherwise provided by law, in
40 each county on January 1 of the year in which that county completes its first general
41 reassessment as defined by law.

42 **(3) If the disabled veteran dies, the surviving spouse shall continue to receive the**
43 **exemption authorized under this subsection, provided that the surviving spouse uses,**
44 **occupies, and maintains the real property that the disabled veteran was granted the**
45 **original exemption as his or her homestead and such property is not sold. If the**
46 **surviving spouse sells the homestead or relocates so that the real property is no longer**
47 **used as a homestead by the surviving spouse, the exemption shall expire.**

48 2. All revenues lost because of the exemption of certain personal property of
49 manufacturers, refiners, distributors, wholesalers, and retail merchants and establishments
50 shall be replaced to each taxing authority within a county from a countywide tax hereby
51 imposed on all property in subclass 3 of class 1 in each county. For the year in which the
52 exemption becomes effective, the county clerk shall calculate the total revenue lost by all
53 taxing authorities in the county and extend upon all property in subclass 3 of class 1 within
54 the county, a tax at the rate necessary to produce that amount. The rate of tax levied in each
55 county according to this subsection shall not be increased above the rate first imposed and
56 will stand levied at that rate unless later reduced according to the provisions of subsection 3.
57 The county collector shall disburse the proceeds according to the revenue lost by each taxing
58 authority because of the exemption of such property in that county. Restitution of the
59 revenues lost by any taxing district contained in more than one county shall be from the
60 several counties according to the revenue lost because of the exemption of property in each
61 county. Each year after the first year the replacement tax is imposed, the amount distributed
62 to each taxing authority in a county shall be increased or decreased by an amount equal to the
63 amount resulting from the change in that district's total assessed value of property in subclass
64 3 of class 1 at the countywide replacement tax rate. In order to implement the provisions of
65 this subsection, the limits set in section 11(b) of this article may be exceeded, without voter
66 approval, if necessary to allow each county listed in section 11(b) to comply with this
67 subsection.

68 3. Any increase in the tax rate imposed pursuant to subsection 2 of this section shall
69 be decreased if such decrease is approved by a majority of the voters of the county voting on
70 such decrease. A decrease in the increased tax rate imposed under subsection 2 of this section
71 may be submitted to the voters of a county by the governing body thereof upon its own order,
72 ordinance, or resolution and shall be submitted upon the petition of at least eight percent of
73 the qualified voters who voted in the immediately preceding gubernatorial election.

74 4. As used in this section, the terms "revenues lost" and "lost revenues" shall mean
75 that revenue which each taxing authority received from the imposition of a tangible personal
76 property tax on all personal property held as industrial inventories, including raw materials,
77 work in progress and finished work on hand, by manufacturers and refiners, and all personal
78 property held as goods, wares, merchandise, stock in trade or inventory for resale by
79 distributors, wholesalers, or retail merchants or establishments in the last full tax year
80 immediately preceding the effective date of the exemption from taxation granted for such
81 property under subsection 1 of this section, and which was no longer received after such
82 exemption became effective.

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