

FIRST REGULAR SESSION

SENATE BILL NO. 78

96TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR BROWN.

Read 1st time January 5, 2011, and ordered printed.

TERRY L. SPIELER, Secretary.

0684L.011

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Section A. Section 143.1004, RSMo, is repealed and one new section
2 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,
2 each individual or corporation entitled to a tax refund in an amount sufficient to
3 make a designation under this section may designate that one dollar or any
4 amount in excess of one dollar on a single return, and two dollars or any amount
5 in excess of two dollars on a combined return, of the refund due be credited to the
6 Missouri military family relief fund. The contribution designation authorized by
7 this section shall be clearly and unambiguously printed on the first page of each
8 income tax return form provided by this state. If any individual or corporation
9 that is not entitled to a tax refund in an amount sufficient to make a designation
10 under this section wishes to make a contribution to the Missouri military family
11 relief fund, such individual or corporation may, by separate check, draft, or other
12 negotiable instrument, send in with the payment of taxes, or may send in
13 separately, that amount, clearly designated for the Missouri military family relief
14 fund, the individual or corporation wishes to contribute. The department of
15 revenue shall deposit such amount to the Missouri military family relief fund as
16 provided in subsection 2 of this section.

17 2. The director of revenue shall deposit at least monthly all contributions
18 designated by individuals under this section to the state treasurer for deposit to
19 the Missouri military family relief fund. The fund shall be administered by a

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

20 sergeant major of the Missouri national guard, a sergeant major of a reserve
21 component or its equivalent, and a representative of the Missouri veterans
22 commission.

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

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

31 5. Moneys deposited in the Missouri military family relief fund shall be
32 distributed by the adjutant general in accordance with the provisions of sections
33 41.216 and 41.218.

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

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

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

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

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

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