

SECOND REGULAR SESSION

SENATE JOINT RESOLUTION NO. 56

100TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR BURLISON.

Read 1st time January 9, 2020, and ordered printed.

ADRIANE D. CROUSE, Secretary.

4229S.02I

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 taxation.

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

That at the next general election to be held in the state of Missouri, on
2 Tuesday next following the first Monday in November, 2020, or at a special
3 election to be called by the governor for that purpose, there is hereby submitted
4 to the qualified voters of this state, for adoption or rejection, the following
5 amendment to article X of the Constitution of the state of Missouri:

Section A. Section 6, article X, Constitution of Missouri, is repealed and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

Section 6. 1. All property, real and personal, of the state, counties and
2 other political subdivisions, and nonprofit cemeteries[, and all real] **shall be**
3 **exempt from taxation;** property [used as a homestead as defined by law], **real**
4 **and personal**, of any citizen of this state who is a [former prisoner of war, as
5 defined by law, and who has a total service-connected disability,] **veteran with**
6 **a combat-related disability and a total combined disability rating of**
7 **eighty percent or higher, as determined by the United States**
8 **Department of Veterans Affairs under the provisions of Title 38 of the**
9 **United States Code**, shall be exempt from taxation; all personal property held
10 as industrial inventories, including raw materials, work in progress and finished
11 work on hand, by manufacturers and refiners, and all personal property held as
12 goods, wares, merchandise, stock in trade or inventory for resale by distributors,

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

13 wholesalers, or retail merchants or establishments shall be exempt from taxation;
14 and all property, real and personal, not held for private or corporate profit and
15 used exclusively for religious worship, for schools and colleges, for purposes
16 purely charitable, for agricultural and horticultural societies, or for veterans'
17 organizations may be exempted from taxation by general law. In addition to the
18 above, household goods, furniture, wearing apparel and articles of personal use
19 and adornment owned and used by a person in his home or dwelling place may
20 be exempt from taxation by general law but any such law may provide for
21 approximate restitution to the respective political subdivisions of revenues lost
22 by reason of the exemption. All laws exempting from taxation property other
23 than the property enumerated in this article, shall be void. The provisions of this
24 section exempting certain personal property of manufacturers, refiners,
25 distributors, wholesalers, and retail merchants and establishments from taxation
26 shall become effective, unless otherwise provided by law, in each county on
27 January 1 of the year in which that county completes its first general
28 reassessment as defined by law.

29 2. All revenues lost because of the exemption of certain personal property
30 of manufacturers, refiners, distributors, wholesalers, and retail merchants and
31 establishments shall be replaced to each taxing authority within a county from
32 a countywide tax hereby imposed on all property in subclass 3 of class 1 in each
33 county. For the year in which the exemption becomes effective, the county clerk
34 shall calculate the total revenue lost by all taxing authorities in the county and
35 extend upon all property in subclass 3 of class 1 within the county, a tax at the
36 rate necessary to produce that amount. The rate of tax levied in each county
37 according to this subsection shall not be increased above the rate first imposed
38 and will stand levied at that rate unless later reduced according to the provisions
39 of subsection 3. The county collector shall disburse the proceeds according to the
40 revenue lost by each taxing authority because of the exemption of such property
41 in that county. Restitution of the revenues lost by any taxing district contained
42 in more than one county shall be from the several counties according to the
43 revenue lost because of the exemption of property in each county. Each year after
44 the first year the replacement tax is imposed, the amount distributed to each
45 taxing authority in a county shall be increased or decreased by an amount equal
46 to the amount resulting from the change in that district's total assessed value of
47 property in subclass 3 of class 1 at the countywide replacement tax rate. In order
48 to implement the provisions of this subsection, the limits set in section 11(b) of

49 this article may be exceeded, without voter approval, if necessary to allow each
50 county listed in section 11(b) to comply with this subsection.

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

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

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