

SECOND REGULAR SESSION

# SENATE BILL NO. 1044

## 103RD GENERAL ASSEMBLY

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INTRODUCED BY SENATOR WASHINGTON.

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KRISTINA MARTIN, Secretary

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### AN ACT

To amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for providing services to homeless persons.

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

Section A. Chapter 135, RSMo, is amended by adding thereto  
2 one new section, to be known as section 135.390, to read as  
3 follows:

**135.390. 1. As used in this section, the following**

2 **terms shall mean:**

3 (1) **"Department", the department of economic**  
4 **development;**

5 (2) **"Eligible taxpayer", a taxpayer who is a:**

6 (a) **Qualified provider of employment services to**  
7 **homeless persons;**

8 (b) **Qualified provider of employment to homeless**  
9 **persons; or**

10 (c) **Qualified provider of housing to homeless persons;**

11 (3) **"Homeless", the same meaning as assigned to that**  
12 **term under section 67.1062;**

13 (4) **"Qualified provider of employment services to**  
14 **homeless persons", a taxpayer who has been certified**  
15 **pursuant to subsection 4 of this section;**

16 (5) "Qualified provider of employment to homeless  
17 persons", a taxpayer who has been certified pursuant to  
18 subsection 5 of this section;

22 (7) "Tax credit", a credit against the tax otherwise  
23 due pursuant to chapter 143, excluding withholding tax  
24 imposed pursuant to sections 143.191 to 143.265;

33           2. For all tax years beginning on or after January 1,  
34 2027, an eligible taxpayer shall be allowed to claim a tax  
35 credit against such taxpayer's income tax liability in an  
36 amount not to exceed ten thousand dollars for each tax year  
37 in which the eligible taxpayer is a qualified provider of  
38 employment services, a qualified provider of employment, or  
39 a qualified provider of housing services to homeless  
40 persons. Tax credits authorized by this section shall not  
41 be refundable or transferable, but may be carried forward to  
42 a taxpayer's subsequent three tax years.

43           3. The total amount of tax credits authorized under  
44 this section shall not exceed one million dollars per fiscal  
45 year.

46           4. The department shall be responsible for creating  
47 and publishing guidelines for determining who is a qualified

48 provider of employment services to homeless persons. The  
49 department shall create an application for taxpayers to  
50 apply to be certified as qualified providers of employment  
51 services to homeless persons. In order to receive such  
52 certification, a taxpayer shall, at a minimum, demonstrate  
53 that such taxpayer provides services or training designed  
54 specifically to help homeless persons find and secure  
55 meaningful employment opportunities. Examples of taxpayers  
56 who may receive such a certification include, but are not  
57 limited to, workforce development agencies and employment  
58 training agencies who provide educational and job-seeking  
59 services tailored specifically for homeless persons. Any  
60 certification granted under this subsection shall be valid  
61 for twelve months, and such certification may be  
62 reauthorized for subsequent years.

63 5. The department shall be responsible for creating  
64 and publishing guidelines for determining who is a qualified  
65 provider of employment to homeless persons. The department  
66 shall create an application for taxpayers to apply to be  
67 certified as qualified providers of employment to homeless  
68 persons. In order to receive such certification, a taxpayer  
69 shall, at a minimum, demonstrate that such taxpayer provides  
70 employment of at least twenty-eight hours per week, at a  
71 wage rate that meets or exceeds the state minimum wage rate  
72 under section 290.502, to one or more homeless persons. Any  
73 certification granted under this subsection shall be valid  
74 for twelve months, and such certification may be  
75 reauthorized for subsequent years.

76 6. The department shall be responsible for creating  
77 and publishing guidelines for determining who is a qualified  
78 provider of housing for homeless persons. The department  
79 shall create an application for taxpayers to apply to be

80 certified as qualified providers of housing to homeless  
81 persons. In order to receive such certification, a taxpayer  
82 shall, at a minimum, demonstrate that such taxpayer leases,  
83 rents, or provides free of charge adequate income-based  
84 residential housing to homeless persons. Any certification  
85 granted under this subsection shall be valid for twelve  
86 months, and such certification may be reauthorized for  
87 subsequent years.

88 7. The department shall design and publish an  
89 application for taxpayers to receive the credit authorized  
90 in this section. The application shall require a taxpayer  
91 to provide proof that such taxpayer has been certified or  
92 recertified, within one calendar year of the date such  
93 application is received by the department, as a qualified  
94 provider of employment services, employment, or housing to  
95 homeless persons, under subsections 4 to 6 of this section.  
96 Applications shall be accepted and approved by the  
97 department on a first-come, first-served basis. Subject to  
98 the provisions of subsection 3 of this section, the  
99 department shall issue certificates of eligibility to those  
100 taxpayers who submit applications which have been approved.

101 8. The tax credit authorized pursuant to this section  
102 shall be considered a domestic and social tax credit for the  
103 purposes of sections 135.800 to 135.830.

104 9. The department may promulgate such rules or  
105 regulations as are necessary to administer the provisions of  
106 this section. Any rule or portion of a rule, as that term  
107 is defined in section 536.010, that is created under the  
108 authority delegated in this section shall become effective  
109 only if it complies with and is subject to all of the  
110 provisions of chapter 536 and, if applicable, section  
111 536.028. This section and chapter 536 are nonseverable and

112 if any of the powers vested with the general assembly  
113 pursuant to chapter 536 to review, to delay the effective  
114 date, or to disapprove and annul a rule are subsequently  
115 held unconstitutional, then the grant of rulemaking  
116 authority and any rule proposed or adopted after August 28,  
117 2026, shall be invalid and void.

118 10. Pursuant to section 23.253 of the Missouri Sunset  
119 Act:

120 (1) The program authorized pursuant to this section  
121 shall automatically sunset December 31, 2032, unless  
122 reauthorized by an act of the general assembly;

123 (2) This section shall terminate on September first of  
124 the calendar year immediately following the calendar year in  
125 which the program authorized pursuant to this section is  
126 sunset; and

127 (3) The provisions of this subsection shall not be  
128 construed to impair or impede the state's fulfillment of any  
129 obligations, including the authorization, issuance, or  
130 redemption of tax credits, incurred pursuant to this section  
131 prior to the date the program authorized pursuant to this  
132 section is sunset.

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