

FIRST REGULAR SESSION

HOUSE BILL NO. 641

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE KOENIG.

1223H.011

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 67, RSMo, by adding thereto one new section relating to local sales tax.

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

Section A. Chapter 67, RSMo, is amended by adding thereto one new section, to be known as section 67.302, to read as follows:

67.302. 1. For the purposes of this section, the term “local sales tax” shall include all applicable taxing jurisdictions which impose a sales tax for a geographic location except the state sales tax imposed under chapter 144.

2. (1) Notwithstanding any other provision of law, all new local sales taxes or local sales tax increases occurring on or after January 1, 2016, shall be submitted to the voters of the taxing jurisdiction for retention or repeal every ten years using the same procedure by which the imposition of the tax was voted. If a majority of the votes cast on the proposal by the qualified voters of the taxing jurisdiction voting thereon are in favor of retention, the new local sales tax or the new local sales tax increase shall continue in effect. If a majority of the votes cast on the proposal by the qualified voters of the taxing jurisdiction voting thereon are not in favor of retention, the new local sales tax or the new local sales tax increase shall be repealed and that repeal shall become effective December thirty-first of the calendar year in which such repeal was approved.

(2) Notwithstanding subdivision (1) of this subsection, all new local sales taxes or local sales tax increases occurring on or after January 1, 2016, the proceeds of which are for debt service on a bond issuance, shall be submitted to the voters of the taxing jurisdiction for retention or repeal every thirty years using the same procedure by which the imposition of the tax was voted. If a majority of the votes cast on the proposal by the

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.

19 **qualified voters of the taxing jurisdiction voting thereon are in favor of retention, the new**
20 **local sales tax or the new local sales tax increase shall continue in effect. If a majority of**
21 **the votes cast on the proposal by the qualified voters of the taxing jurisdiction voting**
22 **thereon are not in favor of retention, the new local sales tax or the new local sales tax**
23 **increase shall be repealed and that repeal shall become effective December thirty-first of**
24 **the calendar year in which such repeal was approved.**

25 **3. The provisions of subsection 2 of this section shall not apply to any municipality**
26 **that does not impose a sales tax or has a sales tax rate of less than one percent as of**
27 **January 1, 2016, unless and until the municipality imposes a sales tax greater than one**
28 **percent or increases its sales tax rate to greater than one percent. Once a municipality**
29 **imposes a sales tax greater than one percent or increases its existing sales tax to greater**
30 **than one percent, all subsequent new sales taxes or sales tax increases shall be subject to**
31 **the requirements of subsection 2 of this section.**

32 **4. Any new local sales tax or local sales tax increase which was not submitted to**
33 **voters of the taxing jurisdiction shall be reviewed for retention or repeal every ten years**
34 **by the same source which originally imposed the tax.**

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