

FIRST REGULAR SESSION

# HOUSE BILL NO. 811

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MERIDETH.

1882H.011

DANA RADEMAN MILLER, Chief Clerk

## AN ACT

To amend chapter 135, RSMo, by adding thereto two new sections relating to tax credits for rural health care workers.

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

Section A. Chapter 135, RSMo, is amended by adding thereto two new sections, to be known as sections 135.870 and 135.872, to read as follows:

**135.870. 1. As used in this section, the following terms mean:**

(1) "Health care professional", a physician, advanced practice registered nurse, dentist, or optometrist who is licensed in this state;

(2) "Rural area", a town, community, or unincorporated area within the state that is not within a standard metropolitan statistical area;

(3) "Tax credit", a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;

(4) "Taxpayer", any individual subject to the state income tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, who is a health care professional who is engaged for at least twenty-five hours per week, averaged over the month, during the tax year for which the tax credit is claimed, in providing health care services in a rural area.

2. For all tax years beginning on or after January 1, 2024, a taxpayer shall be allowed to claim a tax credit against the taxpayer's state tax liability based on the distance in miles from a major population center in a qualified metropolitan statistical area to which the taxpayer maintains a practice, serves on a hospital staff, is employed by a hospital, or provides contractual service for a hospital in the following amounts:

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.

18           (1) For a distance of at least ten but less than twenty miles, three thousand  
19 dollars;

20           (2) For a distance of at least twenty but less than fifty miles, four thousand  
21 dollars; or

22           (3) For a distance of fifty miles or more, five thousand dollars.

23           3. To qualify for the credit authorized under this section, at least twenty percent  
24 of the practice of the taxpayer shall consist of patients participating in Medicare and at  
25 least fifteen percent shall consist of patients participating in MO HealthNet.

26           4. The amount of the tax credit claimed shall not exceed the amount of the  
27 taxpayer's state tax liability for the tax year that the credit is claimed.

28           5. No tax credit claimed under this section shall be carried forward to any  
29 subsequent tax year.

30           6. No tax credit claimed under this section shall be assigned, transferred, sold, or  
31 otherwise conveyed.

32           7. The department of revenue shall promulgate all necessary rules and  
33 regulations for the administration of this section including, but not limited to, rules  
34 relating to the verification of a taxpayer's qualified amount. Any rule or portion of a  
35 rule, as that term is defined in section 536.010, that is created under the authority  
36 delegated in this section shall become effective only if it complies with and is subject to  
37 all of the provisions of chapter 536 and, if applicable, section 536.028. This section and  
38 chapter 536 are nonseverable and if any of the powers vested with the general assembly  
39 pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul  
40 a rule are subsequently held unconstitutional, then the grant of rulemaking authority  
41 and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

42           8. Under section 23.253 of the Missouri sunset act:

43           (1) The provisions of the new program authorized under this section shall  
44 automatically sunset December thirty-first six years after the effective date of this  
45 section unless reauthorized by an act of the general assembly;

46           (2) If such program is reauthorized, the program authorized under this section  
47 shall automatically sunset December thirty-first twelve years after the effective date of  
48 the reauthorization of this section; and

49           (3) This section shall terminate on September first of the calendar year  
50 immediately following the calendar year in which the program authorized under this  
51 section is sunset.

135.872. 1. As used in this section, the following terms mean:

2           (1) "Emergency medical technician", as such term is defined in section 190.100;

3           (2) "Rural area", a town, community, or unincorporated area within the state  
4 that is not within a standard metropolitan statistical area;

5           (3) "Tax credit", a credit against the tax otherwise due under chapter 143,  
6 excluding withholding tax imposed under sections 143.191 to 143.265;

7           (4) "Taxpayer", any individual subject to the state income tax imposed under  
8 chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, who  
9 is an emergency medical technician who provides emergency medical services in a rural  
10 area that comprise at least twenty percent of the total emergency medical services  
11 provided by the individual during the tax year for which the tax credit is claimed.

12           2. For all tax years beginning on or after January 1, 2024, a taxpayer shall be  
13 allowed to claim a tax credit against the taxpayer's state tax liability in an amount of two  
14 hundred fifty dollars if the taxpayer is serving in a rural area that is located at least  
15 twenty-five miles from any city with a population of thirty thousand or more  
16 inhabitants.

17           3. The amount of the tax credit claimed shall not exceed the amount of the  
18 taxpayer's state tax liability for the tax year that the credit is claimed.

19           4. No tax credit claimed under this section shall be carried forward to any  
20 subsequent tax year.

21           5. No tax credit claimed under this section shall be assigned, transferred, sold, or  
22 otherwise conveyed.

23           6. The department of revenue shall promulgate all necessary rules and  
24 regulations for the administration of this section including, but not limited to, rules  
25 relating to the verification of a taxpayer's qualified amount. Any rule or portion of a  
26 rule, as that term is defined in section 536.010, that is created under the authority  
27 delegated in this section shall become effective only if it complies with and is subject to  
28 all of the provisions of chapter 536 and, if applicable, section 536.028. This section and  
29 chapter 536 are nonseverable and if any of the powers vested with the general assembly  
30 pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul  
31 a rule are subsequently held unconstitutional, then the grant of rulemaking authority  
32 and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

33           7. Under section 23.253 of the Missouri sunset act:

34           (1) The provisions of the new program authorized under this section shall  
35 automatically sunset December thirty-first six years after the effective date of this  
36 section unless reauthorized by an act of the general assembly;

37           (2) If such program is reauthorized, the program authorized under this section  
38 shall automatically sunset December thirty-first twelve years after the effective date of  
39 the reauthorization of this section; and

40           **(3) This section shall terminate on September first of the calendar year**  
41 **immediately following the calendar year in which the program authorized under this**  
42 **section is sunset.**

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