

FIRST REGULAR SESSION

HOUSE JOINT RESOLUTION NO. 56

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE MAYHEW.

1996H.011

DANA RADEMAN MILLER, Chief Clerk

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 taxes.

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

That at the next general election to be held in the state of Missouri, on Tuesday next
2 following the first Monday in November, 2024, or at a special election to be called by the
3 governor for that purpose, there is hereby submitted to the qualified voters of this state, for
4 adoption or rejection, the following amendment to Article X of the Constitution of the state of
5 Missouri:

Section A. Section 6, Article X, Constitution of Missouri, is repealed and one new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

Section 6. 1. All property, real and personal, of the state, counties and other political
2 subdivisions, and nonprofit cemeteries, and all real property used as a homestead as defined
3 by law of any citizen of this state who is a former prisoner of war, as defined by law, and who
4 has a total service-connected disability, shall be exempt from taxation; all personal property
5 held as industrial inventories, including raw materials, work in progress and finished work on
6 hand, by manufacturers and refiners, and all personal property held as goods, wares,
7 merchandise, stock in trade or inventory for resale by distributors, wholesalers, or retail
8 merchants or establishments shall be exempt from taxation; and all property, real and
9 personal, not held for private or corporate profit and used exclusively for religious worship,

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.

10 for schools and colleges, for purposes purely charitable, for agricultural and horticultural
11 societies, or for veterans' organizations may be exempted from taxation by general law. In
12 addition to the above, household goods, furniture, wearing apparel and articles of personal use
13 and adornment owned and used by a person in his home or dwelling place may be exempt
14 from taxation by general law but any such law may provide for approximate restitution to the
15 respective political subdivisions of revenues lost by reason of the exemption. All laws
16 exempting from taxation property other than the property enumerated in this article, shall be
17 void. The provisions of this section exempting certain personal property of manufacturers,
18 refiners, distributors, wholesalers, and retail merchants and establishments from taxation shall
19 become effective, unless otherwise provided by law, in each county on January 1 of the year
20 in which that county completes its first general reassessment as defined by law.

21 2. All revenues lost because of the exemption of certain personal property of
22 manufacturers, refiners, distributors, wholesalers, and retail merchants and establishments
23 shall be replaced to each taxing authority within a county from a countywide tax hereby
24 imposed on all property in subclass 3 of class 1 in each county. For the year in which the
25 exemption becomes effective, the county clerk shall calculate the total revenue lost by all
26 taxing authorities in the county and extend upon all property in subclass 3 of class 1 within
27 the county, a tax at the rate necessary to produce that amount. The rate of tax levied in each
28 county according to this subsection shall not be increased above the rate first imposed and
29 will stand levied at that rate unless later reduced according to the provisions of subsection 3.
30 The county collector shall disburse the proceeds according to the revenue lost by each taxing
31 authority because of the exemption of such property in that county. Restitution of the
32 revenues lost by any taxing district contained in more than one county shall be from the
33 several counties according to the revenue lost because of the exemption of property in each
34 county. Each year after the first year the replacement tax is imposed, the amount distributed
35 to each taxing authority in a county shall be increased or decreased by an amount equal to the
36 amount resulting from the change in that district's total assessed value of property in subclass
37 3 of class 1 at the countywide replacement tax rate. In order to implement the provisions of
38 this subsection, the limits set in section 11(b) of this article may be exceeded, without voter
39 approval, if necessary to allow each county listed in section 11(b) to comply with this
40 subsection.

41 3. Any increase in the tax rate imposed pursuant to subsection 2 of this section shall
42 be decreased if such decrease is approved by a majority of the voters of the county voting on
43 such decrease **or by the elected governing body of the county as provided by the rules**
44 **and procedures of such county. The provisions of section 22 of this article shall apply to**
45 **the tax levy imposed pursuant to subsection 2 of this section.** A decrease in the increased
46 tax rate imposed under subsection 2 of this section may be submitted to the voters of a county

47 by the governing body thereof upon its own order, ordinance, or resolution and shall be
48 submitted upon the petition of at least eight percent of the qualified voters who voted in the
49 immediately preceding gubernatorial election.

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

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