

SECOND REGULAR SESSION

SENATE COMMITTEE SUBSTITUTE FOR

# SENATE BILL NO. 734

102ND GENERAL ASSEMBLY

4159S.04C

KRISTINA MARTIN, Secretary

## AN ACT

To repeal sections 42.051, 143.174, 143.175, 301.3061, and 442.571, RSMo, and to enact in lieu thereof nine new sections relating to military affairs.

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

Section A. Sections 42.051, 143.174, 143.175, 301.3061,  
2 and 442.571, RSMo, are repealed and nine new sections enacted  
3 in lieu thereof, to be known as sections 41.092, 42.022, 42.051,  
4 42.312, 143.174, 143.175, 252.250, 301.3061, and 442.571, to  
5 read as follows:

**41.092. No member of the National Guard of this state**  
2 **shall be required by the governor or the adjutant general to**  
3 **receive a vaccination against COVID-19 as a condition of**  
4 **active state duty service pursuant to section 41.480 or as a**  
5 **condition for any other duty or training not in federal**  
6 **service.**

**42.022. 1. In addition to any other duties imposed**  
2 **under this chapter, the commission shall review the**  
3 **provisions of the Commander John Scott Hannon Veterans**  
4 **Mental Health Care Improvement Act of 2019, enacted by the**  
5 **116th United States Congress (P.L. 116-171), as amended, and**  
6 **any regulations related thereto. After review, the**  
7 **commission, in collaboration with the department of mental**  
8 **health, shall provide recommendations and make efforts to**  
9 **adopt procedures, programs, treatment options, additional**

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

10 aid, and any other assistance deemed necessary by the  
11 commission to assist in the efforts to prevent veteran  
12 suicide, subject to appropriation.

13 2. On or before June 30, 2025, and on or before every  
14 June thirtieth thereafter, the commission shall file a  
15 report with the department of public safety and the general  
16 assembly on the recommendations, implementation, and  
17 effectiveness of the efforts by the commission to prevent  
18 veteran suicide.

19 3. The department of public safety may promulgate all  
20 necessary rules and regulations for the administration of  
21 this section. Any rule or portion of a rule, as that term  
22 is defined in section 536.010, that is created under the  
23 authority delegated in this section shall become effective  
24 only if it complies with and is subject to all of the  
25 provisions of chapter 536 and, if applicable, section  
26 536.028. This section and chapter 536 are nonseverable and  
27 if any of the powers vested with the general assembly  
28 pursuant to chapter 536 to review, to delay the effective  
29 date, or to disapprove and annul a rule are subsequently  
30 held unconstitutional, then the grant of rulemaking  
31 authority and any rule proposed or adopted after August 28,  
32 2024, shall be invalid and void.

42.051. 1. Every state agency shall [ensure that]  
2 **include on** any form, including digital forms posted on an  
3 internet website, used to [collect data from individuals  
4 **include] interact with members of the public** the following  
5 questions in substantially similar form:

6 (1) Have you ever served on active duty in the  
7 Armed Forces of the United States and separated  
8 from such service under conditions other than  
9 dishonorable?

10           (2) If answering question (1) in the affirmative,  
11 would you like to receive information and  
12 assistance regarding [the agency's] veteran  
13 **benefits and services?**

14           (3) If answering question (2) in the affirmative,  
15 may the agency share your contact information with  
16 the Missouri Veterans Commission in order to  
17 provide you with information regarding available  
18 veterans benefits and services? General  
19 information may also be found on the Missouri  
20 Veterans Commission's website.

21           2. Every state agency shall provide the contact  
22 information of those individuals who answer question (3) in  
23 subsection 1 of this section in the affirmative to the  
24 commission within seven business days of receipt and shall  
25 provide the contact information in a format readily  
26 accessible by the commission.

27           3. Every state agency shall prepare information  
28 regarding the agency's applicable services and benefits that  
29 are available to veterans and provide such information to  
30 those **individuals** who answer [the] questions (1) and (2)  
31 provided in subsection 1 of this section in the affirmative  
32 and to the commission. Such information shall be available  
33 in a format readily accessible and identifiable to members  
34 of the public and to the commission.

35           4. On January first of every year, the commission  
36 shall post a report on the commission's website that  
37 includes:

38           (1) The total number of individuals whose contact  
39 information has been submitted to the commission from each  
40 state agency pursuant to subsection 2 of this section; and

41           (2) The total number of individuals contacted by the  
42 commission as a result of the submission of contact  
43 information by a state agency.

44           [3.] 5. The provisions of subsection 1 of this section  
45 shall only apply to any form first created on or after  
46 August 28, [2021] 2024, or any form created before August  
47 28, [2021] 2024, and subsequently modified on or after  
48 August 28, [2021] 2024.

          42.312. 1. There is hereby created within the state  
2 adjutant general's office the "Operation Enduring Freedom,  
3 Operation Freedom's Sentinel, and Operation Allies Refuge  
4 Program". Every veteran who honorably served on active duty  
5 in the United States military service at any time beginning  
6 October 7, 2001, and ending August 30, 2021, shall be  
7 entitled to receive an Operation Enduring Freedom, Operation  
8 Freedom's Sentinel, and Operation Allies Refuge medallion,  
9 medal, and certificate of appreciation under this section,  
10 provided that:

11           (1) Such veteran is a legal resident of this state or  
12 was a legal resident of this state at the time he or she  
13 entered or was discharged from military service or at the  
14 time of his or her death or such veteran served in a unit of  
15 the Missouri National Guard regardless of whether such  
16 veteran is or ever was a legal resident of this state; and

17           (2) Such veteran was honorably separated or discharged  
18 from military service, is still in active service in an  
19 honorable status, or was in active service in an honorable  
20 status at the time of his or her death.

21           2. The Operation Enduring Freedom, Operation Freedom's  
22 Sentinel, and Operation Allies Refuge medallion, medal, and  
23 certificate shall be awarded regardless of whether such  
24 veteran served within the United States or in a foreign

25 **country. The medallion, medal, and certificate shall be**  
26 **awarded regardless of whether such veteran was under**  
27 **eighteen years of age at the time of enlistment. For**  
28 **purposes of this section, "veteran" means any person defined**  
29 **as a veteran by the United States Department of Veterans**  
30 **Affairs or its successor agency.**

143.174. For all tax years beginning on or after  
2 January 1, 2016, for purposes of calculating the Missouri  
3 taxable income as required under section 143.011, one  
4 hundred percent of the income received by any person as  
5 salary or compensation in any form as a member of the active  
6 duty component of the Armed Forces of the United States, and  
7 to the extent that such income is included in the federal  
8 adjusted gross income, may be deducted from the taxpayer's  
9 Missouri adjusted gross income to determine such taxpayer's  
10 Missouri taxable income. If such person files a combined  
11 return with a spouse, any military income received while  
12 engaging in the performance of active duty may be deducted  
13 from their Missouri combined adjusted gross income. **For the**  
14 **purposes of this section, "salary or compensation" shall**  
15 **include any signing bonus.**

143.175. 1. For all tax years beginning on or after  
2 January 1, 2020, for purposes of calculating the Missouri  
3 taxable income as required under section 143.011, a  
4 percentage of the income received by any person as salary or  
5 compensation:

6 (1) In performance of inactive duty for training (IDT)  
7 of the National Guard or annual training status (AT) of the  
8 National Guard; **[or]**

9 (2) In reserve components of the Armed Forces of the  
10 United States; **or**

11           **(3) In the form of a bonus from the National Guard or**  
12 **a reserve component of the United States Armed Forces for**  
13 **joining, reenlisting, or for any other reason;**

14 and to the extent that such income is included in the  
15 federal adjusted gross income, may be deducted from the  
16 taxpayer's Missouri adjusted gross income to determine such  
17 taxpayer's Missouri taxable income. If such person files a  
18 combined return with a spouse, a percentage of any military  
19 income received while engaging in the performance of  
20 National Guard or reserve military duty may be deducted from  
21 their Missouri combined adjusted gross income. Such  
22 military income shall be deducted as follows:

23           (a) For the tax year beginning on or after January 1,  
24 2020, twenty percent of such military income;

25           (b) For the tax year beginning on or after January 1,  
26 2021, forty percent of such military income;

27           (c) For the tax year beginning on or after January 1,  
28 2022, sixty percent of such income;

29           (d) For the tax year beginning on or after January 1,  
30 2023, eighty percent of such income;

31           (e) For all tax years beginning on January 1, 2024,  
32 and thereafter, one hundred percent of such income.

33           2. Notwithstanding the provisions of this section or  
34 any other provision of law to the contrary, the deduction  
35 authorized by this section shall not apply to compensation  
36 received while engaging in civilian federal service,  
37 including civil service positions requiring the wearing of  
38 military uniform and military affiliation.

**252.250. 1. The following individuals shall be**  
2 **eligible to receive hunting and fishing permits free of**  
3 **charge for life:**

4           (1) Any veteran, who was discharged or released from  
5 service under conditions other than dishonorable, of any  
6 branch of the Armed Forces of the United States, including  
7 the National Guard or any reserve component of the Armed  
8 Forces; and

9           (2) Any active duty member of the Missouri National  
10 Guard.

11           2. The conservation commission shall issue each  
12 hunting and fishing permit upon request, unless the  
13 individual requesting a permit under this section is  
14 otherwise prohibited from possessing a hunting permit or  
15 fishing permit by statute, rule, or regulation.

301.3061. 1. Any person eligible for membership in  
2 the Disabled American Veterans and who possesses a valid  
3 membership card issued by the Disabled American Veterans may  
4 apply for Missouri Disabled American Veterans license plates  
5 for any motor vehicle the person owns, either solely or  
6 jointly, other than an apportioned motor vehicle or a  
7 commercial motor vehicle licensed in excess of twenty-four  
8 thousand pounds gross weight. The Missouri Disabled  
9 American Veterans hereby authorizes the use of its official  
10 emblem to be affixed on multiyear personalized license  
11 plates as provided in this section.

12           2. Upon presentation of a current photo  
13 identification, the person's valid membership card issued by  
14 the Disabled American Veterans, and payment of a fifteen  
15 dollar fee in addition to the regular registration fees and  
16 presentation of other documents which may be required by  
17 law, the department of revenue shall issue a personalized  
18 license plate to the vehicle owner, which shall bear the  
19 emblem of the Disabled American Veterans **organization, [an**  
20 **emblem consisting exclusively of a red letter "D", followed**

21 by a white letter "A" and a blue letter "V" in modified  
22 block letters, with each letter having a black shaded  
23 edging, and shall engrave the words "WARTIME DISABLED" in  
24 red letters centered] **and shall have an authorized Disabled**  
25 **American Veterans' slogan** near the bottom of the plate.  
26 Such license plates shall be made with fully reflective  
27 material with a common color scheme and design, shall be  
28 clearly visible at night, and shall be aesthetically  
29 attractive, as prescribed by section 301.130. A fee for the  
30 issuance of personalized license plates issued under section  
31 301.144 shall not be required for plates issued under this  
32 section.

33 3. Any person who applies for a Disabled American  
34 Veterans license plate under this section to be used on a  
35 vehicle commonly known and referred to as a pickup truck may  
36 be issued a Disabled American Veterans license plate with  
37 the designation "beyond local" indicated in the upper right  
38 corner of the plate.

39 4. There shall be no limit on the number of license  
40 plates any person qualified under this section may obtain so  
41 long as each set of license plates issued under this section  
42 is issued for vehicles owned solely or jointly by such  
43 person. License plates issued under this section shall not  
44 be transferable to any other person except that any  
45 registered co-owner of the motor vehicle may operate the  
46 motor vehicle for the duration of the year licensed in the  
47 event of the death of the qualified person.

48 5. The director shall promulgate rules to implement  
49 the provisions of this section. Any rule or portion of a  
50 rule, as that term is defined in section 536.010, that is  
51 created under the authority delegated in this section shall  
52 become effective only if it complies with and is subject to



53 all of the provisions of chapter 536 and, if applicable,  
54 section 536.028. This section and chapter 536 are  
55 nonseverable and if any of the powers vested with the  
56 general assembly pursuant to chapter 536 to review, to delay  
57 the effective date, or to disapprove and annul a rule are  
58 subsequently held unconstitutional, then the grant of  
59 rulemaking authority and any rule proposed or adopted after  
60 August 28, 2006, shall be invalid and void.

442.571. 1. Except as provided in sections 442.586  
2 and 442.591, [ no alien or foreign business shall acquire by  
3 grant, purchase, devise, descent or otherwise agricultural  
4 land in this state if the total aggregate alien and foreign  
5 ownership of agricultural acreage in this state exceeds one  
6 percent of the total aggregate agricultural acreage in this  
7 state. A sale or transfer of any agricultural land in this  
8 state shall be submitted to the director of the department  
9 of agriculture for review in accordance with subsection 3 of  
10 this section only if there is no completed Internal Revenue  
11 Service Form W-9 signed by the purchaser] **beginning August**  
12 **28, 2024, no alien or foreign business shall acquire by**  
13 **grant, purchase, devise, descent, or otherwise any**  
14 **agricultural land in this state within five hundred miles of**  
15 **any reservation, post, arsenal, proving ground, range, mine**  
16 **field, camp, base, airfield, fort, yard, station, district,**  
17 **or area of the Armed Forces of the United States. Any alien**  
18 **or foreign business who acquired any agricultural land in**  
19 **this state prior to August 28, 2024, shall not grant, sell,**  
20 **or otherwise transfer such agricultural land to any other**  
21 **alien or foreign business on or after August 28, 2024. No**  
22 person may hold agricultural land as an agent, trustee, or  
23 other fiduciary for an alien or foreign business in  
24 violation of sections 442.560 to 442.592, provided, however,

25 that no security interest in such agricultural land shall be  
26 divested or invalidated by such violation.

27 2. Any alien or foreign business who acquires  
28 agricultural land in violation of sections 442.560 to  
29 442.592 remains in violation of sections 442.560 to 442.592  
30 for as long as **[he or she] the alien or foreign business**  
31 holds an interest in the land, provided, however, that no  
32 security interest in such agricultural land shall be  
33 divested or invalidated by such violation.

34 3. Subject to the provisions of subsection 1 of this  
35 section, **[such] all proposed [acquisitions] transfers on or**  
36 **after August 28, 2024**, by grant, purchase, devise, descent,  
37 or otherwise of **any interest in** agricultural land **held by**  
38 **any alien or foreign business** in this state shall be  
39 submitted **at least thirty calendar days prior to when such**  
40 **transfers of such agricultural land are finalized** to the  
41 department of agriculture to determine whether such  
42 **[acquisition] transfer** of agricultural land is conveyed in  
43 accordance with the **[one percent restriction on the total**  
44 **aggregate] prohibition on** alien and foreign ownership of  
45 agricultural land in this state **under this section**. The  
46 department shall establish by rule the requirements for  
47 submission and approval of requests under this subsection.

48 4. Any rule or portion of a rule, as that term is  
49 defined in section 536.010, that is created under the  
50 authority delegated in this section shall become effective  
51 only if it complies with and is subject to all of the  
52 provisions of chapter 536 and, if applicable, section  
53 536.028. This section and chapter 536 are nonseverable and  
54 if any of the powers vested with the general assembly  
55 pursuant to chapter 536 to review, to delay the effective  
56 date, or to disapprove and annul a rule are subsequently

57 held unconstitutional, then the grant of rulemaking  
58 authority and any rule proposed or adopted after August 28,  
59 2014, shall be invalid and void.

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