

SENATE AMENDMENT NO. _____

Offered by _____ of _____

Amend SS/SCS/Senate Bill No. 890, Page 3, Section 105.1650, Line 13,

2 by inserting after all of said line the following:

3 "138.190. There is hereby created within the state
4 department of revenue a commission to be known and
5 designated as the "State Tax Commission". The director of
6 revenue shall have no supervision, authority or control over
7 such actions or decisions of the state tax commission as
8 relates to its duties prescribed by law. The state tax
9 commission shall be composed of [~~three~~] five members, chosen
10 from the two major political parties, who shall be appointed
11 by the governor, with the advice and consent of the senate,
12 one of whom shall be designated chairman, and to hold office
13 for staggered terms of six years[; provided, however, that
14 of members first appointed, one member shall be appointed
15 for a term of two years, one member for a term of four
16 years, and one member for a term of six years]. Each
17 commissioner shall hold office until his successor shall
18 qualify.

19 138.200. 1. Each commissioner shall be a qualified
20 voter and taxpayer and resident of the state for at least
21 five years next preceding his appointment. At all times the
22 state tax commission shall be so constituted that not more
23 than [~~two~~] three members shall be of the same political
24 party.

25 2. In the event of a vacancy occurring while the
26 general assembly is not in session, the governor may appoint
27 a temporary member of the commission to serve until such
28 time as a permanent appointment can be made with the advice
29 and consent of the senate.

30 3. Each commissioner shall devote his full time and
31 efforts to the discharge of his duties and shall not accept
32 any private employment of any kind or nature while serving
33 on the commission nor hold any other office under the laws
34 of this state, or any city, or county, or city and county,
35 in this state, nor any office under the government of the
36 United States.

37 4. No commissioner or employee of the commission shall
38 hold any position of profit, engage in any occupation or
39 business interfering with, or inconsistent with, his duties
40 as commissioner or employee. No person is eligible to
41 appointment or shall hold the office of commissioner, or be
42 appointed by the commission, or hold any office or position
43 under the commission, who holds any official office or
44 position or who is a stockholder or who is in any wise
45 pecuniarily interested in any common carrier, public
46 utility, or any other corporation whose original assessment
47 is made by the commission, as provided by this chapter. The
48 words "original assessment" as used herein shall not be held
49 or construed to include the assessment of corporation
50 franchise tax."; and

51 Further amend the title and enacting clause accordingly.