

CHAPTER 211

INCOME TAX ADMINISTRATION

S. F. 219

AN ACT to amend chapter four hundred twenty-two (422), Code 1954, as amended by the Fifty-sixth General Assembly, relating to periods of limitations and other administrative provisions of the Iowa income tax law.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section four hundred twenty-two point twenty-five
2 (422.25), Code 1954, as amended by the fifty-sixth general assembly,
3 is hereby amended by striking the period (.) following the word
4 "tax" at the end of the first sentence and inserting in lieu thereof the
5 following: "or in the case of failure to file a return. Notwithstand-
6 ing the periods of limitation for examination and determination here-
7 tofore specified, the commission shall have six (6) months from the
8 date of final disposition of any controversy between the taxpayer and
9 the Internal Revenue Service with respect to the particular tax year
10 to make its examination and determination."

1 SEC. 2. Section four hundred twenty-two point twenty-five
2 (422.25), Code 1954, as amended by the fifty-sixth general assembly,
3 is hereby amended by striking all of subsection two (2).

1 SEC. 3. Section four hundred twenty-two point twenty-five
2 (422.25), Code 1954, as amended by the fifty-sixth general assembly,
3 is hereby amended by striking the words "subsections 1 and 2" in line
4 three (3) of subsection three (3) and inserting in lieu thereof the
5 words "subsection 1".

1 SEC. 4. Section four hundred twenty-two point twenty-five
2 (422.25), Code 1954, as amended by the fifty-sixth general assembly,
3 is hereby amended by inserting after the first word "return" in the
4 second sentence of subsection three (3) the following: "; or to pay
5 the tax required to be paid with the filing of the return,".

1 SEC. 5. Section four hundred twenty-two point twenty-five
2 (422.25), Code 1954, as amended by the fifty-sixth general assembly,
3 is hereby amended by striking the period (.) at the end of the word
4 "thereof" in line six (6) of subsection nine (9) and inserting in lieu
5 thereof the following: "except as otherwise provided in this section".

1 SEC. 6. Section four hundred twenty-two point twenty-five
2 (422.25), Code 1954, as amended by the fifty-sixth general assembly,
3 is hereby amended by adding the following new subsection:
4 "The periods of limitation provided by this section may be ex-
5 tended by the taxpayer by signing a waiver agreement to be provided
6 by the state tax commission. Such agreement shall stipulate the
7 period of extension and the year or years to which such extension
8 applies. It shall further provide that a claim for refund may be filed
9 by the taxpayer at any time during the period of extension. In con-
10 sideration of such agreement, interest due in excess of thirty-six (36)
11 months on either a tax deficiency or tax refund shall be waived."

1 SEC. 7. Section four hundred twenty-two point forty-one (422.41),
2 Code 1954, as amended by the fifty-sixth general assembly, is hereby

3 amended as follows: Strike all of said section following the heading
 4 "Corporations" and substitute in lieu thereof the following:
 5 "All the provisions of sections four hundred twenty-two point
 6 twenty-eight (422.28), four hundred twenty-two point twenty-nine
 7 (422.29), and four hundred twenty-two point thirty (422.30) of divi-
 8 sion II in respect to revision, appeal, and jeopardy assessments shall
 9 be applicable to corporations taxable under this division."

1 SEC. 8. This Act being deemed of immediate importance shall be
 2 in force and effect immediately upon its passage and publication in
 3 Correctionville News, a newspaper published at Correctionville, Iowa,
 4 and in the Afton Star-Enterprise, a newspaper published at Afton,
 5 Iowa, but shall not apply to tax years barred by a statute of limita-
 6 tions at the date it becomes effective.

Approved April 25, 1957.

I hereby certify that the foregoing Act, Senate File 219, was published in Correctionville News, Correctionville, Iowa, May 2, 1957, and in the Afton Star-Enterprise, Afton, Iowa, May 2, 1957.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 212

SALES TAX EXEMPTION TO FARMERS

H. F. 162

AN ACT to amend section four hundred twenty-two point forty-two (422.42), Code 1954, relating to the sales tax on farm chemicals and on motor vehicle fuel used in farm tractors.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section four hundred twenty-two point forty-two
 2 (422.42) subsection three (3), Code 1954, is hereby amended by in-
 3 serting in line eight (8) after the word "limestone" the following
 4 words, "or materials, but not tools or equipment, which are to be used
 5 in disease control, weed control, insect control or health promotion
 6 of plants or livestock produced as part of agricultural production for
 7 market,".

1 SEC. 2. Section four hundred twenty-two point forty-two (422.42)
 2 subsection three (3), Code 1954, is further amended by striking the
 3 period (.) at the end and inserting in lieu thereof the following words
 4 and punctuation," or consumed in implements of husbandry engaged
 5 in agricultural production."

This bill, having been returned by the Governor, with his objections, to the house in which it originated, and, after reconsideration, having again passed both houses by yeas and nays by a vote of two-thirds of the members of each house, has become a law this second day of May, 1957.

WILLIAM H. NICHOLAS
President of the Senate

W. L. MOOTY
Speaker of the House