

CHAPTER 137  
SERVICE OR MAINTENANCE CONTRACTS TAXED

H. F. 468

AN ACT relating to the taxation of certain optional service or maintenance contracts which provide for the furnishing of labor and materials for a fixed price.

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

Section 1. Section 422.43, Code 1981, is amended by inserting after unnumbered paragraph 3 the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. There is imposed a tax of three percent upon the gross receipts from the sales of optional service or warranty contracts which provide for the furnishing of labor and materials and require the furnishing of any taxable service enumerated under this section. The gross receipts are subject to tax even if some of the services furnished are not enumerated under this section. For the purpose of this division, the sale of an optional service or warranty contract is a sale of tangible personal property. No additional sales, services or use tax shall be levied on services, parts, or labor provided under optional service or warranty contracts which are subject to tax under this section.

Approved May 11, 1981

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CHAPTER 138  
INCOME TAX REFUNDS CREDITED AGAINST OTHER TAX LIABILITY

S. F. 263

AN ACT authorizing the department of revenue to credit income and franchise tax refunds against the tax liability of the taxpayer.

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

Section 1. Section 422.73, subsection 2, Code 1981, is amended to read as follows:

2. If it ~~shall appear~~ appears that, ~~as-a-result-of-mistake,~~ an amount of tax, penalty, or interest has been paid which was not due under ~~the provisions-of~~ divisions II, III or V of this chapter, then ~~such~~ that amount shall be credited against any tax due, ~~or-to-become-due,~~ under this chapter on the books of the department ~~from--the--person--who--made--the--erroneous payment,~~ by the person who made the excessive payment, or ~~such~~ that amount