

January 22, 1953.
Departmental Affairs.

Rec. Passage 7/5

House File 90

By STEVENS, VOIGTMANN and
KLEMESRUD.

Passed House, Date 4-13-53
Vote: Ayes 90 Nays 0
Passed Senate, Date 4-27-53
Vote: Ayes 48 Nays 0
Approved 4-29-53

A BILL FOR

An Act repealing subsection seven (7) of section four hundred twenty-two point fifty-three (422.53), Code 1950, and amending subsection one (1) of section four hundred twenty-two point fifty-three (422.53), Code 1950, relating to retail sales tax permits.

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

1 Section 1. Subsection seven (7) of section four hundred
2 twenty-two point fifty-three (422.53), Code 1950, is hereby
3 repealed and the following inserted in lieu thereof:
4 "7. Persons not regularly engaged in selling at retail
5 and not having a permanent place of business, but who are
6 temporarily engaged in selling from trucks, portable roadside
7 stands, concessionaires at state, county, district or local
8 fairs, carnivals and the like, shall report and remit the tax
9 on a non-permit basis, under such rules as the commission shall
10 provide for the efficient collection of the sales tax on such
11 sales."

1 Sec. 2. Subsection one (1) of section four hundred twenty-
2 two point fifty-three (422.53), Code 1950, is hereby amended by
3 striking the period after the word "prescribed" in line 6 of

- 4 such subsection and adding the following: “, except as other-
- 5 wise provided in subsection seven (7) of this section.”

EXPLANATION OF H F 90

The present retail sales tax law provides for the issuance of temporary permits to sell at retail in Iowa. This provision of the law has not proven satisfactory in operation. The commission has many thousands of temporary permits on file, and has no means of knowing whether or not the holders are still engaged in doing business within the state. It is almost impossible to follow up temporary permit holders who leave the state without paying their tax. The commission has found that it is much more effective to collect the tax by direct supervision of transient sales and by the collection of the tax promptly from the sellers involved.