

701—259.4(452A) Estimate gallonage.

259.4(1) *Inadequate records.* In the event the taxpayer's records are lacking or inadequate to support any return filed by the taxpayer, or to determine the taxpayer's liability, the department has the power to estimate the gallonage upon which tax is due.

259.4(2) *Determination of estimate.* Estimated gallonage will be based upon such factors as, but not limited to, the following:

- a. Prior experience of the taxpayer;
- b. Taxpayers in similar situations;
- c. Industry averages;
- d. Records of suppliers or customers; and
- e. Other pertinent information the department may possess, obtain or examine.

This rule is intended to implement Iowa Code section 452A.64.

[ARC 9043C, IAB 3/19/25, effective 4/23/25]