

Senate Amendment 3217

PAG LIN

1 1 Amend the Senate amendment, H=1594, to House File
1 2 869, as passed by the House, as follows:
1 3 #1. Page 1, line 18, by striking the words <for
1 4 the tax credit>.
1 5 #2. Page 1, by inserting after line 45, the
1 6 following:
1 7 <#____. Page 4, by striking lines 15 through 17,
1 8 and inserting the following:
1 9 <Sec. _____. Section 423.3, subsection 11,
1 10 unnumbered paragraph 1, Code 2005, is amended to read
1 11 as follows:
1 12 The sales price exclusive of services of farm
1 13 machinery and equipment, including auxiliary
1 14 attachments which improve the performance, safety,
1 15 operation, or efficiency of the machinery and
1 16 equipment, and including auger systems, curtains and
1 17 curtain systems, drip systems, fan and fan systems,
1 18 shutters, inlets and shutter or inlet systems, and
1 19 refrigerators, and replacement parts, if all of the
1 20 following conditions are met:
1 21 Sec. _____. REFUNDS. Refunds of taxes, interest, or
1 22 penalties which arise from claims resulting from the
1 23 amendment of section 423.3, subsection 11, in this
1 24 Act, for the exemption of sales of auger systems,
1 25 curtains and curtain systems, drip systems, fan and
1 26 fan systems, shutters, inlets and shutter or inlet
1 27 systems, and refrigerators occurring between January
1 28 1, 1992, and the effective date of this Act, shall be
1 29 limited to twenty-five thousand dollars in the
1 30 aggregate and shall not be allowed unless refund
1 31 claims are filed prior to October 1, 2005,
1 32 notwithstanding any other provision of law. If the
1 33 amount of claims totals more than twenty-five thousand
1 34 dollars in the aggregate, the department of revenue
1 35 shall prorate the twenty-five thousand dollars among
1 36 all claimants in relation to the amounts of the
1 37 claimants' valid claims. Claimants shall not be
1 38 entitled to interest on any refunds.
1 39 Sec. _____. EFFECTIVE DATES AND RETROACTIVE
1 40 APPLICABILITY PROVISIONS.
1 41 1. Except as provided in subsection 2, this Act
1 42 takes effect January 1, 2006, and is applicable to tax
1 43 years beginning on or after that date.
1 44 2. The section of this Act amending section 423.3
1 45 and the section of this Act providing refunds
1 46 resulting from the amendment of section 423.3, being
1 47 deemed of immediate importance, take effect upon
1 48 enactment and apply retroactively to January 1, 1992.>
1 49 #3. Title page, by striking lines 1 through 3, and
1 50 inserting the following: <An Act relating to
2 1 financial transactions associated with agricultural
2 2 production, by providing for taxes, including tax
2 3 credits and tax exemptions, and including effective
2 4 and retroactive and other applicability dates.>>
2 5 #4. By renumbering as necessary.
2 6 HF 869.H
2 7 da/es/25