

FEB 17 1998
WAYS AND MEANS

HOUSE FILE 2306
BY RICHARDSON

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act creating the battleship U.S.S. Iowa fund and providing an
2 income tax checkoff for contributions to the fund on the state
3 income tax return and providing an applicability date.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2306

1 Section 1. NEW SECTION. 422.12A INCOME TAX REFUND
2 CHECKOFF -- BATTLESHIP U.S.S. IOWA FUND.

3 1. A person who files an individual or a joint income tax
4 return with the department under section 422.13 may designate
5 one dollar or more to be paid to the battleship U.S.S. Iowa
6 fund as established in this section. If the refund due on the
7 return or the payment remitted with the return is insufficient
8 to pay the amount designated by the taxpayer to the battleship
9 U.S.S. Iowa fund, the amount designated shall be reduced to
10 the remaining amount of the refund or the remaining amount
11 remitted with the return. The designation of a contribution
12 to the battleship U.S.S. Iowa fund under this section is
13 irrevocable.

14 2. The director shall draft the income tax form to allow
15 the designation of contributions to the battleship U.S.S. Iowa
16 fund on the tax return. The department, on or before January
17 31, shall certify the total amount designated on the tax
18 return forms due in the preceding calendar year and shall
19 report the amount to the treasurer of state. The treasurer of
20 state shall credit the amount to the battleship U.S.S. Iowa
21 fund.

22 3. The battleship U.S.S. Iowa fund is created within the
23 office of the treasurer of state under the control of the
24 treasurer of state. The fund shall consist of moneys
25 collected as provided in this section. It is the intent of
26 the general assembly that the funds generated from the
27 checkoff be appropriated annually for the purpose specified in
28 this section. All interest earned on moneys in the fund shall
29 be credited to and remain in the fund. Section 8.33 does not
30 apply to moneys in the fund. The treasurer of state is
31 authorized to release money from the fund after a plan for
32 expenditure of the funds for use in preserving the battleship
33 U.S.S. Iowa is submitted by the Iowa class preservation
34 association.

35 4. The department shall adopt rules to implement this

1 section. However, before a checkoff pursuant to this section
2 shall be permitted, all liabilities on the books of the
3 department of revenue and finance and accounts identified as
4 owing under section 421.17 and the political contribution
5 allowed under section 56.18 shall be satisfied.

6 5. This section is repealed on July 1, 2001, which repeal
7 is effective for tax years beginning January 1, 2001.

8 Sec. 2. Section 422.12E, Code 1997, is amended to read as
9 follows:

10 422.12E INCOME TAX RETURN CHECKOFFS LIMITED.

11 For tax years beginning on or after January 1, 1995, there
12 shall be allowed no more than three income tax return
13 checkoffs on each income tax return. When the same three
14 income tax return checkoffs have been provided on the income
15 tax return for three consecutive years, the checkoff for which
16 the least amount has been contributed, in the aggregate for
17 the first two tax years and through March 15 of the third tax
18 year, shall be repealed. This section does not apply to the
19 income tax return ~~checkoff~~ checkoffs provided in ~~section~~
20 sections 56.18 and 422.12A.

21 Sec. 3. APPLICABILITY DATE. This Act applies
22 retroactively to January 1, 1998, for tax years beginning on
23 or after that date.

24 EXPLANATION

25 This bill provides a checkoff on the state income tax form
26 to provide moneys to the Iowa class preservation association
27 for preservation of the battleship U.S.S. Iowa. The checkoff
28 is exempt from automatic repeal. However, the checkoff has a
29 sunset provision effective July 1, 2001, for tax years
30 beginning January 1, 2001.

31 The bill applies retroactively to January 1, 1998, for tax
32 years beginning on or after that date.

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