

CHAPTER 1176
TAX REFUND OR CREDIT ON MOTOR FUEL USED
TO PRODUCE DENATURED ALCOHOL
H.F. 2395

AN ACT providing a refund or income tax credit of excise tax on motor fuel used to produce denatured alcohol within the state.

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

Section 1. Section 324.17, unnumbered paragraph 1, Code 1981, is amended to read as follows:

Any person other than a distributor, dealer or user licensed under this chapter who ~~shall use~~ uses motor fuel or special fuel for the purpose of operating or propelling farm tractors, corn shellers, roller mills, truck-mounted feed grinders, stationary gas engines, aircraft, for producing denatured alcohol within the state, for cleaning or dyeing or for any purpose other than in watercraft or for propelling motor vehicles operated or intended to be operated upon the public highways and ~~having who has~~ paid the motor fuel or special fuel tax on the fuel either directly to the department of revenue or by having the tax added to the price of the fuel, and who has a refund permit ~~shall~~, upon presentation to and approval by the department of revenue of a claim for refund, shall be reimbursed and repaid the amount of the tax which the claimant has paid on the gallonage so used, except that the amount of any refund payable under this division may be applied by the department of revenue against any tax liability outstanding on the books of the department against the claimant. Every claim ~~shall be~~ is subject to the following conditions:

Sec. 2. Section 422.110, subsection 1, Code 1981, is amended to read as follows:

1. Motor fuel as defined in section 324.2, subsection 1, used for the purpose of operating or propelling farm tractors, corn shellers, roller mills, truck-mounted feed grinders, stationary engines, aircraft, for producing denatured alcohol within the state, for cleaning or dyeing, or for any purpose other than in watercraft or in motor vehicles operated or intended to be operated upon the public highways.

Approved May 6, 1982