

MAR 15 2005
WAYS AND MEANS

HOUSE FILE 780
BY MASCHER

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

A BILL FOR

1 An Act providing an Iowa individual income tax checkoff for the
2 arts, making an appropriation, and providing for the Act's
3 implementation.

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

5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

HF 780

1 Section 1. NEW SECTION. 422.12G INCOME TAX CHECKOFF FOR
2 THE ARTS.

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

14 2. The director of revenue shall draft the income tax form
15 to allow for the designation of contributions to the Iowa arts
16 checkoff fund on the tax return. The department of revenue,
17 on or before January 31, shall transfer the total amount
18 designated on the tax form due in the preceding year to the
19 Iowa arts checkoff fund. However, before a checkoff pursuant
20 to this section shall be permitted, all liabilities on the
21 books of the department of revenue and accounts identified as
22 owing under section 421.17 and the political contribution
23 allowed under section 68A.601 shall be satisfied.

24 3. The department of cultural affairs shall create the
25 Iowa arts checkoff fund in the arts division of the
26 department. Moneys in the fund are appropriated to the arts
27 division of the department for purposes of supporting arts
28 division activities and programming.

29 4. The department shall adopt rules to administer this
30 section.

31 5. This section is subject to repeal under section
32 422.12E.

33 Sec. 2. IMPLEMENTATION. The checkoff created in this Act
34 shall be eligible for placement on the individual income tax
35 return form beginning for the tax year starting January 1,

1 2006.

2

EXPLANATION

3 This bill provides that taxpayers filing individual income
4 tax returns will be allowed to designate \$1 or more on the
5 return to be paid to the Iowa arts checkoff fund. The bill
6 requires the department of revenue to annually remit moneys
7 collected from the checkoff to a fund created in the arts
8 division of the department of cultural affairs, which moneys
9 are appropriated for arts division activities and programming.

10 Currently, Code section 422.12E limits to four the number
11 of checkoffs that may be placed on an individual income tax
12 return form. The Code section further provides that after
13 being on the return form for two consecutive years, the two
14 checkoffs, for which the lowest amounts have been contributed,
15 are repealed.

16 The bill provides that the checkoff is eligible for
17 placement on the individual income tax return form beginning
18 for the tax year starting January 1, 2006.

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35