

1st Sub. S.B. 64
TAX COMMISSION REVISIONS

Senator **Valentine** proposes the following amendments:

1. Page 1, Line 16: After "REFUND;" delete "AND" and after "CHANGES" insert ";
AND PROVIDING A COORDINATION CLAUSE"
2. Page 2, Line 51: After "(c)" insert "(i)"
3. Page 2, Line 53: After "30 days" insert ", unless the commission determines that extraordinary circumstances require a longer period of extension" and after Line 53 insert:
(i) The commission shall grant a person, or an officer or agent of that person, an extension for filing the statement under Subsection (1)(a) for a time period not exceeding 30 days if:
(A) a federal regulatory agency requires the taxpayer to file a statement that contains the same information as the statement under Subsection (1)(a); and
(B) the person, or an officer or agent of that person, requests the commission to grant the extension."
4. Page 5, Line 126: After "(c)" insert "(i)"
5. Page 5, Line 127: After "30 days" insert ", unless the commission determines that extraordinary circumstances require a longer period of extension" and after Line 127 insert:
(i) The commission shall grant a person, or an officer or agent of that person, an extension for filing the statement under Subsection (1)(a) for a time period not exceeding 30 days if:
(A) a federal regulatory agency requires the taxpayer to file a statement that contains the same information as the statement under Subsection (1)(a); and
(B) the person, or an officer or agent of that person, requests the commission to grant the extension."
6. Page 6, Line 180
Committee Report Item #3

dated 2-22-99

Senate Revenue and Taxation
Standing Committee:

After "Subsection (2)(c)" delete "or Section 19-2-124"

7. Page 9, Line 250:

After line 250 insert:

"Section 5. **Coordination clause.**

If this bill and S.B. 76, Sales and Use Tax Exemption for Pollution Control Facilities, both pass, it is the intent of the Legislature that Subsection 59-12-110(2)(b) shall read:

"(2) Except as provided in Subsection (2)(c) or Section 19-2-124, a taxpayer shall file a claim with the commission to obtain a refund or credit under this Subsection (2) within three years from the day on which the taxpayer overpaid the tax, penalty, or interest.""