

S.B. 186

AMENDMENTS TO STATE TAX COMMISSION PENALTY PROVISIONS

HOUSE FLOOR AMENDMENTS

AMENDMENT 2

MARCH 4, 2009 4:47 PM

Representative **Wayne A. Harper** proposes the following amendments:

1. *Page 1, Lines 20 through 21:*

20 {→ ~~reduces a penalty from 2% to .5% for failure to pay certain income taxes with~~
21 ~~respect to which an extension of time is allowed for filing a return,~~}

2. *Page 11, Lines 324 through 330:*

324 (b) For purposes of Subsection (5)(a), the penalty per month during the period of the
325 extension of time for filing the return is {~~:-~~}
326 {~~(i) beginning on or after April 30, 2007, and ending on the last day of the taxable year~~
327 ~~beginning on or after January 1, 2008, but beginning on or before December 31, 2008,~~} an
328 amount equal to 2% of the unpaid tax due on the return {~~+~~} . {~~+~~} {~~;-or-~~}
329 {~~(ii) for a taxable year beginning on or after January 1, 2009, an amount equal to .5% of~~
330 ~~the unpaid tax due on the return.~~}

3. *Page 20d, Line 602fg through Page 20e, Line 602fp*
Senate 2nd Reading Amendments
3-2-2009:

602fg (2) modify Subsection 59-1-401(5)(b) as amended in this bill to read:
602fh "(b) For purposes of Subsection (5)(a), the penalty per month during the period of
602fi the extension of time for filing the return is {~~:-~~} ←~~§~~
602fj ~~§~~→ {~~(i) beginning on or after April 30, 2007, and ending on the last day of the taxable year~~
602fk ~~beginning on or after January 1, 2008, but beginning on or before December 31, 2008,~~} an
602fl amount equal to 2% of the {~~unpaid~~} tax due on the return[.], unpaid as of the day on
602fm which the return is due as provided by law {~~;-or-~~} ."; and
602fn {~~(ii) for a taxable year beginning on or after January 1, 2009, an amount equal to .5% of~~
602fo ~~the unpaid tax due on the return, unpaid as of the day on which the return is due as~~
602fp ~~provided by law.~~"~~; and~~}