

January 26, 2005

PROPOSED AMENDMENTS TO SENATE BILL NO. 2193

Page 1, line 7, after the boldfaced period insert "A pension payer required to withhold federal taxes under section 3405 of the Internal Revenue Code [26 U.S.C. 3405] on a pension payment to a resident of this state must deduct and withhold state income taxes payable on the payment. The pension payer shall withhold using the percentage of federal liability method prescribed by the tax commissioner. The recipient of a pension payment may elect not to have taxes withheld under this section. The election must be in the form prescribed by the tax commissioner. A pension payer must comply with section 57-38-60 and is subject to section 57-38-60.1. This section does not apply to pension payments exempt from state taxation under federal or state law."

Page 1, remove lines 8 through 23

Page 2, remove lines 1 through 31

Page 3, remove lines 1 through 7

Renumber accordingly