

(Prepare in triplicate)

FISCAL NOTE

Prepared in regard to:

House Bill 330

(list bill or resolution and number, if available, or subject)

Amendment to: \_\_\_\_\_  
(list bill or resolution and number)

REQUESTED BY: L.R.C. DATE OF RECEIPT Jan. 28, 1969

In the following space note the fiscal effect in dollars of the legislative proposal. If additional space is needed attach a supplementary sheet. Please type.

As interpreted by the tax department, HB 330 would require all nonresident or foreign corporations to file on a "separate accounting" basis.

Data for such a study from which to determine fiscal results is not available at this time.

Chapter 57-38.1, the Uniform Division of Income Tax Act, applies to both individuals and corporations, resident or nonresident, and sets out an apportionment formula, based on payroll, property and sales, that can be used.

Section 57-38.1-18, of this chapter further provides that the tax commissioner may require a different method of reporting if the allocation and apportionment provisions of Chapter 57-38.1 do not fairly represent the extent of the taxpayer's business activity in this state.

Date of preparation: February 5, 1969

Signed A. R. Hausauer

By A. R. Hausauer  
State Tax Department