

810-3-38-.01 Additional Deductions Allowed for Corporations.

(1) In computing the amount of tax imposed by Section 40-18-31, there shall be allowed the following deductions:

(a) Interest received which is included in gross income under Section 40-18-34, upon;

1. obligations of the United States, and
2. bonds issued by the war finance corporation.

(b) Dividends received (subject to the limitations in subpart 4. below) from;

1. National banks, or
2. National banking associations, or
3. Corporations which are;
 - (i) engaged in the business of banking, and

(ii) conducting a financial business employing moneyed capital coming into competition with the business of national banks.

4. The deduction is allowed only during and for the periods during which;

(i) such national banks, corporations, individuals and partnerships are subject to an excise tax imposed by this state, or

(ii) the dividends received are paid by such corporations out of income subject to an excise tax imposed by this state.

(c) The amount of any aid or assistance, whether in the form of property, services or monies, provided to the State Industrial Development Authority (Authority) pursuant to Section 41-10-44.8(d).

1. The amount of aid or assistance provided shall be deducted in the year contributed to the Authority.

2. The deduction for property or services provided shall be the fair and reasonable value of the property or services as determined by the Authority.

3. Any portion of aid or assistance returned pursuant to Section 41-10-44.8(d), shall be included in income in the year in which the refund of the aid or assistance is made.

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