

No. 69

AN ACT

HB 2045

Relating to State taxation; changing the manner in which tentative and annual taxes are to be paid; providing a penalty in certain cases; and making a repealer.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Notwithstanding the provisions of any State tax law to the contrary which requires taxpayers to make payment of tentative tax, including but not limited to the capital stock and franchise tax, corporate net income and corporation income tax, gross receipts tax on public service companies, transportation by motor vehicles and trackless trolleys, private bankers, bank shares tax, title insurance and trust companies tax, insurance premiums tax, mutual thrift institutions tax, net earnings tax, net income tax on cooperative agricultural associations having capital stock, or other similar tax law requiring payment of tentative tax, such taxpayers, commencing with the calendar year 1970 and fiscal years beginning during the calendar year 1970 and each taxable year thereafter, on or before the thirtieth day of April for calendar year taxpayers, and on or before the end of the fourth month after the close of its previous fiscal year for fiscal year taxpayers, shall pay on account of the tax due for the current year not less than ninety per cent of the amount of said tax; the said amount to be computed by applying the current tax rate to ninety per cent of such tax base from the immediate prior year as may be applicable with respect to the tax being reported. The remaining portion of the tax due shall be paid upon the date the taxpayer's annual report is required to be made under the applicable tax statute. Should it subsequently be determined that the amount of such tax base for the immediate prior year was understated by more than five per cent, there shall be added to the tax determined to be due an additional one per cent of the amount of said tax for each per cent of such understatement and said additional tax shall bear interest from the date the tentative tax was due.

Section 2. Article IV-A, act of March 6, 1956 (P.L.1228), known as the "Tax Act of 1963 for Education," is repealed absolutely as of its effective date.

Section 3. This act shall take effect immediately.

APPROVED—The 16th day of March, A. D. 1970.

RAYMOND P. SHAFER

The foregoing is a true and correct copy of Act of the General Assembly
No. 69.

A handwritten signature in cursive script, reading "Louis J. Kelly, Jr.", written in dark ink.

Secretary of the Commonwealth.