WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1987

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ENROLLED

HOUSE BILL No. 3189

(By Delegate Harley)

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Passed March 12, 1987

In Effect from Passage
AN ACT to amend and reenact section three, article twenty-four, chapter eleven of the code of West Virginia, one thousand nine hundred thirty-one, as amended; relating to the corporation net income tax; providing for updating the meaning of certain terms used in such act to conform with the meaning for federal tax purposes and making such updating retroactive to taxable years beginning after the thirty-first day of December, one thousand nine hundred eighty-five.

Be it enacted by the Legislature of West Virginia:

That section three, article twenty-four, chapter eleven of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 24. CORPORATION NET INCOME TAX.

§11-24-3. Meaning of terms; general rule.

(a) Any term used in this article shall have the same meaning as when used in a comparable context in the laws of the United States relating to income taxes, unless a different meaning is clearly required. Any reference in this article to the laws of the United States shall mean the provisions of the Internal Revenue Code of 1986, as amended, and such other provisions of the laws of the United States as relate to the determination of income for federal income tax purposes. All amendments made to the laws of the United States effective
prior to the first day of January, one thousand nine
hundred eighty-seven, shall be given effect in determin-
ing the taxes imposed by this article for any taxable
year beginning the first day of January, one thousand
nine hundred eighty-six and or thereafter, but no
amendment to the laws of the United States effective on
or after the first day of January, one thousand nine
hundred eighty-seven shall be given effect.

(b) The term “Internal Revenue Code of 1986” means
the Internal Revenue Code of the United States enacted
by the “Federal Tax Reform Act of 1986” and includes
the provisions of law formerly known as the Internal
Revenue Code of 1954, as amended and in effect when
the “Federal Tax Reform Act of 1986” was enacted, that
were not amended or repealed by the “Federal Tax
Reform Act of 1986.” Except when inappropriate, any
references in any law, executive order, or other
document:

(1) To the Internal Revenue Code of 1954 shall include
reference to the Internal Revenue Code of 1986, and

(2) To the Internal Revenue Code of 1986 shall include
a reference to the provisions of law formerly known as
the Internal Revenue Code of 1954.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Bruce O. Williams
Chairman Senate Committee

Bernard V. Kelly
Chairman House Committee

Originating in the House.

Takes effect from passage.

Todd C. Willi
Clerk of the Senate

Donald L. Capito
Clerk of the House of Delegates

Janet Krawiec
President of the Senate

Henry E. Clark
Speaker of the House of Delegates

The within Approved this the 30th day of March, 1987.

Andrée Frawley
Governor
PRESENTED TO THE
GOVERNOR

Date 3/15/57
Time 5:44 p.m.