WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1989

ENROLLED

HOUSE BILL No. 2709

(By Mr. Speaker, the House and Del. R. Bask
[By Request of the Executive])

Passed .......... April 4, 1989

In Effect .......... From Passage
ENROLLED

H. B. 2709

(By Mr. Speaker, Mr. Chambers, and Delegate R. Burk)
[By Request of the Executive]

[Passed April 4, 1989; 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 and updating the meaning of certain terms.

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 federal income taxes, unless a different meaning is clearly required by the context or by definition in this article. 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 prior to the first day of January, one thousand nine hundred eighty-nine, shall be given effect in determining the taxes imposed
by this article for any taxable year beginning the first
day of January, one thousand nine hundred eighty-eight,
and 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-nine, shall
be given any 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were not amended or repealed by the "Federal Tax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.

Frederick L. Parker  
Chairman Senate Committee

Bernard V. Kelly  
Chairman House Committee

Originating in the House.

Takes effect from passage.

Jack C. Miller  
Clerk of the Senate

Donald J. Voige  
Clerk of the House of Delegates

Larry T. Goins  
President of the Senate

Bob C. Chafin  
Speaker of the House of Delegates

The within is approved this the 24th day of April, 1989.

Gaston Caperton  
Governor