

This amendment set forth in clause (15) shall apply to all taxable years beginning after December 31, 1943.

Approved April 20, 1951.

CHAPTER 609—H. F. No. 642

An act relating to taxes on and measured by net income; amending Minnesota Statutes 1949, Sections 290.18, Subdivision 2, 290.37, Subdivision 2, 290.41, Subdivisions 1 and 2.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minnesota Statutes 1949, Section 290.18, Subdivision 2, is amended to read:

290.18. Subd. 2. The adjusted gross income shall, except in so far as section 290.19 is applicable, be computed by deducting from the gross income assignable to this state under section 290.17, the following deductions:

(1) The deductions allowed by sections 290.09, 290.075 and 290.077 which are attributable to a trade or business carried on by the taxpayer, if such trade or business does not consist of the performance of services by the taxpayer as an employee;

(2) The deductions allowed by section 290.09 which consist of expenses of travel, meals, and lodging paid or incurred by the taxpayer in connection with the performances by him of services as an employee;

(3) The deductions allowed by section 290.09, other than expenses of travel and lodging, which consist of expenses paid or incurred by the taxpayer in connection with the performance of services as an employee under a reimbursement or other expense allowance arrangement with his employer;

(4) The deductions (other than those provided in para-

graphs 1, 6 and 7) allowed by sections 290.09 and 290.077 which are attributable to property held for the production of rents or royalties;

(5) The deductions (other than those provided in paragraph 1) for depreciation and depletion allowed by section 290.09 (6) and (7) to a life tenant of property or to an income beneficiary of property held in trust;

(6) The deductions (other than those provided in paragraph (1)) allowed by sections 290.09, 290.16, subdivision 5, as losses from the sale or exchange of property;

(7) Allowable Federal income taxes determined under the provisions of sections 290.09 (3), 290.10 (9) and 290.18.

The deductions enumerated in this subdivision shall be allowed to the extent provided in subdivision 1.

Sec. 2. Minnesota Statutes 1949, Section 290.37, Subdivision 2, is amended to read:

290.37 Subd. 2. The following persons shall make a return *which shall contain or be verified by a written declaration that it is made under the penalties of criminal liability for wilfully making a false return*, for each taxable year, or a fractional part thereof where permitted or required by law:

(a) The executor or administrator of the estate of a decedent with respect to the taxable net income of such decedent for that part of the taxable year during which he was alive if such taxable net income exceeds an amount on which a tax at the rates herein provided would exceed the specific credit allowed or if such decedent's gross income for the aforesaid period exceeds \$1,000.

(b) The executor or administrator of the estate of a decedent with respect to the taxable net income of such estate if that exceeds an amount on which a tax at the rates herein provided would exceed the specific credit allowed or if such estate's gross income exceeds \$1,000.

(c) The trustee or other fiduciary of property held in trust with respect to the taxable net income of such trust if

that exceeds an amount on which a tax at the rates herein provided would exceed the specific credit allowed, or if the gross income of such trust exceeds \$1,000, if in either case such trust belongs to the class of taxable persons.

(d) The guardian of an infant or other incompetent person with respect to such infant's or other person's taxable net income if that exceeds an amount on which a tax at the rates herein provided would exceed the specific credit allowed, or if their gross income exceeds \$1,000.

(e) Every corporation with respect to its taxable net income if in excess of \$500, or if its gross income exceeds \$5,000. The return in this case shall be *signed* by the president, vice-president, or other principal officer, and by the treasurer or assistant treasurer.

(f) The receivers, trustees in bankruptcy, or assignees operating the business or property of a taxpayer with respect to the taxable net income of such taxpayer if that exceeds an amount on which a tax at the rates herein provided would exceed the specific credit allowed (or, if the taxpayer is a corporation, if the taxable net income exceeds \$500), or if such taxpayer's gross income exceeds \$5,000.

Sec. 3. Minnesota Statutes 1949, Section 290.41, Subdivision 1, is amended to read:

290.41 Information returns. Subdivision 1. **By partnerships.** Partnerships shall make a return for each taxable year which shall conform in every respect to the requirements of section 290.39, and shall, in addition, include the names and addresses of all partners entitled to a distributive share in their taxable net income and the amount of such distributive share to which each is entitled. The return *shall contain or be verified by a written declaration that it is made under the penalties of criminal liability for wilfully making a false return.*

Sec. 4. Minnesota Statutes 1949, Section 290.41, Subdivision 2, is amended to read:

Subd. 2. By persons or corporations. Every person or corporation making payments during the taxable year to any

person or corporation in excess of \$500 on account of rents, or in excess of \$100 on account of interest or dividends, or in excess of \$600 on account of either wages, salaries, or commissions, shall make a return in respect to such payments in excess of the amounts specified, giving the names and addresses of the persons to whom such payments were made, the amounts paid to each. The state treasurer or other corresponding officer, by whatever name known, of every political subdivision of the state, of every city, village, or borough and of every school district, shall, on or before the first day of March each year, beginning with March, 1938, make and file with the commissioner of taxation a report giving the name of each employee or official to whom the state or such political subdivision, city, village, borough, or school district, during the preceding calendar year, paid any salary or wages in excess of \$600, together with the last known address of such employee or official.

Sec. 5. **Application.** The provisions of this chapter are applicable to all taxable years beginning after December 31, 1950.

Approved April 20, 1951.

CHAPTER 610—H. F. No. 708

[Coded as Sections 376.55 to 376.66]

An act relating to county nursing homes for the care of chronically ill and convalescent persons, authorizing counties to establish such facilities, and providing for the issuance of bonds therefor and tax levies for such purposes.

Be it enacted by the Legislature of the State of Minnesota:

[376.55] Section 1. **County nursing home.** Subdivision 1. **Authority.** (a) Any county, or any group of counties acting jointly are hereby authorized to establish a county nursing home, in this act also termed "nursing home", for the care and treatment of chronically ill or convalescent persons with the unanimous consent of the county board;