

CHAPTER 541—H. F. No. 1569

An act relating to the occupation tax upon the business of mining and producing iron ore or other ores, and amending Minnesota Statutes 1945, Section 298.02.

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

Section 1. Minnesota Statutes 1945, Section 298.02, is hereby amended to read as follows:

298.02. Low grade ore. Subdivision 1. Credit for cost of labor. For the purpose of increasing employment and the utilization of low-grade, underground, and high labor cost ores, any taxpayer on whom a tax is imposed by reason of the provisions of Minnesota Statutes 1945, Section 298.01, shall be allowed a credit against the occupation tax as computed in said section because of the mining or production of ore from any mine, in an amount equal to 10 per cent of that part of the cost of labor, employed at said mine or in the beneficiation of such ore at or near said mine, in any calendar year, in excess of 40 cents and not in excess of 50 cents per ton of the ore produced during that year, and an amount equal to 15 per cent of that part of the cost of such labor in excess of 50 cents per ton of ore produced during that year; provided, however, that in no event shall the credit allowed hereunder be in excess of 75 per cent of the total of the tax computed under the provisions of Minnesota Statutes 1945, Section 298.01.

Subd. 2. Credit in lieu. In lieu of the credit above provided, at the election of the taxpayer, there may be allowed a credit against the occupation tax assessed against any mine of two-thirds of one per cent of the amount of such tax for each one per cent of the total production of iron ore from said mine which is converted into pig iron, sponge iron, or powdered iron, within the limits of the State of Minnesota. The taxpayer shall make such election at the time of filing the occupation tax return for said mine.

Subd. 3. If declared unconstitutional. In the event that the credit provided for in Subdivision 2 hereof is found unconstitutional by any court of last resort, then the taxpayer shall be limited to the labor credit herein provided in Subdivision 1 hereof.

Approved April 25, 1947.