

CHAPTER 295

RAILROAD, EXPRESS, FREIGHT LINE, SLEEPING
CAR, TELEPHONE, TELEGRAPH,
TRUST COMPANIES

295.01 Definitions.
295.34 Gross earnings tax.

295.01 DEFINITIONS.

[For text of subds 1 to 9, see M.S.1984]

Subd. 10. **Telephone company.** The term "telephone company" as used in this chapter means any person, firm, association or corporation, excluding municipal telephone companies, owning or operating any telephone line or telephone exchange for hire wholly or partly within this state, including radio and other advancements in the art of telephony but excluding cellular radio.

History: *1Sp1985 c 14 art 14 s 1*

295.34 GROSS EARNINGS TAX.

Subdivision 1. Except as provided in subdivision 2 every telephone company shall file a return with the commissioner of revenue on or before April 15 of each year, and submit payment therewith, of the following percentages of its gross earnings of the preceding calendar year derived from business within this state:

(a) for gross earnings from service to rural subscribers and from exchange business of all cities of the fourth class and statutory cities having a population of 10,000 or less

for calendar years beginning before December 31, 1986, 4 percent,

for calendar year 1987, 3 percent,

for calendar year 1988, 1.5 percent,

for calendar year 1989, 1 percent, and

for calendar years beginning after December 31, 1989, exempt; and

(b) for gross earnings derived from all other business

for calendar years beginning before December 31, 1986, 7 percent,

for calendar year 1987, 5.5 percent,

for calendar year 1988, 3 percent,

for calendar year 1989, 2.5 percent, and

for calendar years beginning after December 31, 1989, exempt.

Beginning January 1, 1986, a tax shall not be imposed on the gross earnings of a telephone company from business originating or terminating outside of Minnesota.

The tax imposed is in lieu of all other taxes, except the taxes imposed by chapter 290, property taxes assessed beginning in 1987, payable in 1988, and sales and use taxes imposed as a result of section 296.221, subdivision 13. All money paid by a company for connecting fees and switching charges to any other company shall be reported as earnings by the company to which they are paid, but shall not be deemed earnings of the collecting and paying company. For the purposes of this

section, the population of any statutory city shall be considered as that stated in the latest federal census.

[For text of subds 2 and 3, see M.S.1984]

History: *1Sp1985 c 14 art 14 s 2*

NOTE: This section is repealed by Laws 1985, First Special Session chapter 14, article 14, section 3, effective beginning for calendar year 1990. See Laws 1985, First Special Session chapter 14, article 14, section 4.