

A BILL

FOR AN ACT TO PROVIDE FOR LEVYING AND ENFORCING TAXES ON ROYALTIES OR LICENSE FEES PAID ON THE MANUFACTURE OR USE OF PATENTED ARTICLES IN THE STATE OF IOWA.

Be it enacted by the General Assembly of the State of Iowa :

SECTION 1. Every person receiving royalties or license fees for the manufacture or use of
2 patented articles in this State, shall pay a tax of 10 per cent on the gross amount of such
3 royalties or license fees, the same to be computed for the six months ending June 1st and De-
4 cember 1st, and to be payable within 30 days thereafter to the county treasurer, to be
5 credited to the county funds, in each county where the business for which such royalties or
6 license fees are received is carried on. For the payment of such tax there shall be a lien on
7 said royalties or license fees as soon as the same are payable, and the person conducting such
8 business shall retain said 10 per cent thereof, in his hands for the payment of said tax, and
9 shall pay the same to the county treasurer; and for failure so to do shall be personally liable
10 and the same shall be a lien on his personal and real estate, to be entered and enforced
11 against him or his property as other taxes; and upon such payment by him the claim of the
12 person entitled to such royalties or license fees shall be extinguished to the extent of the
13 taxes so paid.

SEC. 2. Every person as aforesaid receiving royalties or license fees, also every person
2 carrying on such business and liable for the payment of such royalties or license fees, shall,
3 within 15 days after June 1st and December 1st of each year, make a return under oath to
4 the county treasurer where said business is carried on, showing where and by whom such
5 business is carried on, its character and the gross amount of royalties or license fees receiv-
6 able therefrom during the preceding six months, and by whom said return is made, which
7 facts the county treasurer shall enter in a book of record to be kept for that purpose, to-
8 gether with the amount of said tax and by whom paid, and upon the failure to make such
9 return within said 15 days, there shall be added to said tax a penalty of fifty per cent, and
10 said return shall be compelled by an action of mandamus in the name of the county treas-
11 urer, under the provisions for such action in this State.

SEC. 3. Upon failure to pay said tax within said 30 days by the person receiving royalties
2 or license fees as aforesaid, the county treasurer shall forthwith notify thereof the person
3 carrying on said business, and that he will be held liable to pay said tax so delinquent, and

4 said taxes so delinquent shall be entered by said county treasurer against such persons in
5 the regular tax list and become a lien upon their real or personal property, to be collected
6 and enforced as other taxes in this State.

SEC. 4. Upon the receipt of the returns herein provided for, the county treasurer shall
2 assess said tax against the person liable therefor, and enter the same in a book kept for that
3 purpose, with the name of the person, the character of business, the amount of royalties or
4 license fees so taxable and the total amount of such tax.

SEC. 5. When said tax has been paid by or enforced against one of said persons all pro-
2 ceeding against the other shall be stayed.