

1 State of Arkansas
2 80th General Assembly
3 Regular Session, 1995

A Bill

HOUSE BILL 1999

4 By: Representatives Hill and Fletcher
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For An Act To Be Entitled

8 "AN ACT TO ADOPT SECTION 179 OF THE FEDERAL INTERNAL
9 REVENUE CODE OF 1986, AS IN EFFECT ON JANUARY 1, 1995; AND
10 FOR OTHER PURPOSES."
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Subtitle

12 "TO ADOPT SECTION 179 OF THE FEDERAL
13 INTERNAL REVENUE CODE OF 1986, AS IN
14 EFFECT ON JANUARY 1, 1995."
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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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19 *SECTION 1. Arkansas Code 26-51-428 is amended to read as follows:*

20 *"26-51-428. Depreciation - Deductions - Expensing of Property.*

21 *(a) Sections 167, 168, and 179 of the federal Internal Revenue Code of*
22 *1986, as in effect on January 1, 1995, regarding depreciation and expensing*
23 *of property, are hereby adopted for the purpose of computing Arkansas income*
24 *tax liability.*

25 *(b) The basis on which exhaustion, wear and tear, and obsolescence are*
26 *to be allowed in respect to any property shall be the adjusted basis provided*
27 *in § 26-51-411 for the purpose of determining the gain on the sale or other*
28 *disposition of the property.*

29 *(c) Section 197 of the federal Internal Revenue Code of 1986, as in*
30 *effect on January 1, 1995, regarding the amortization of goodwill and certian*
31 *other intangibles, is adopted for the purpose of computing Arkansas income*
32 *tax liability."*
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34 *SECTION 2. All provisions of this act of a general and permanent*
35 *nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas*

1 Code Revision Commission shall incorporate the same in the Code.

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3 SECTION 3. If any provision of this act or the application thereof to
4 any person or circumstance is held invalid, such invalidity shall not affect
5 other provisions or applications of the act which can be given effect without
6 the invalid provision or application, and to this end the provisions of this
7 act are declared to be severable.

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9 SECTION 4. All laws and parts of laws in conflict with this act are
10 hereby repealed.

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12 SECTION 5. EMERGENCY. It is hereby found and determined by the
13 General Assembly that Section 179 of the federal Internal Revenue Code has
14 been amended and it is necessary to amend the Arkansas tax laws to conform
15 with this change; that this change is necessary immediately in order to
16 maintain the efficient administration of the Arkansas income tax laws; and
17 that this act is necessary to effectuate that purpose. Therefore, an
18 emergency is hereby declared to exist and this act being necessary for the
19 immediate preservation of the public peace, health and safety shall be in
20 full force and effect from and after its passage and approval.

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23 */s/Rep. Hill, et al*

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