

Indiana Cast Metals Association

Report created on May 14, 2015

HB1142 TAX ISSUES (KOCH E) Specifies that the legislative services agency (rather than the commission on state tax and financing policy or its successor committee, under current law) shall before October 1 of each year conduct the review, analysis, and evaluation of all tax incentives under House Enrolled Act 1020-2014, according to a schedule developed by the legislative services agency. Requires the legislative services agency to submit the results of the review, analysis, and evaluation to the legislative council and the interim study committee on fiscal policy. Requires the interim study committee on fiscal policy to hold an annual public hearing after September 30 and before November 1 of each year at which: (1) the legislative services agency presents its review, analysis, and evaluation of tax incentives; and (2) the interim study committee receives information concerning tax incentives. Requires the interim study committee on fiscal policy to submit to the legislative council any recommendations made by the interim study committee that are related to the legislative services agency's review, analysis, and evaluation of tax incentives prepared under this section. Requires the legislative services agency to provide information to be used by the general assembly to make certain determinations regarding tax incentives. (Current law requires the legislative services agency to make these determinations.) Requires the legislative services agency to prepare and publish a tax expenditure report before November 1 of each even numbered year. Specifies the required elements of the tax expenditure report. Repeals the home insulation deduction and the solar powered roof vent and fan deduction.

Current Status: 4/17/2015 - **SIGNED BY GOVERNOR**

Recent Status: 4/17/2015 - received by Governor

4/7/2015 - Signed by the President Pro Tempore

HB1186 UNEMPLOYMENT INSURANCE (LEONARD D) Provides that any part of an unemployment insurance surcharge not used to pay interest on the advances made to the state from the federal unemployment trust fund must be credited against the total amount of benefits charged to the state's unemployment insurance trust fund before determining each employer's share of those benefits. Removes language that requires the extra surcharge amount be credited to each employer's experience account in proportion to the amount of the surcharge the employer paid. Requires the department of workforce development (department) to establish an unemployment benefit overpayment not later than four years from the date of the overpayment, if the overpayment is for a reason other than an individual knowingly making a false statement or representation of a material fact, knowingly failing to disclose a material fact, or failing to report wages or the receipt of deductible income and removes language concerning certain other time frames related to overpayments. Repeals certain provisions concerning overpayments and establishes procedures for the department to require the employer to withhold amounts from the earnings of an individual for whom a benefit overpayment is established and to pay those amounts to the department to satisfy the overpayment, subject to certain conditions that apply to garnishments. Provides that an employer may not use income withholding as the basis for refusing to hire, discharging, or taking disciplinary action against an individual, and establishes civil penalties for an employer that refuses to withhold income or knowingly misrepresents an employee's income. Provides that an individual may contest an income withholding and request a hearing by an administrative law judge. Provides that an employer that is required to withhold income may collect a fee under certain circumstances. Requires as a condition precedent to the payment of benefits in a year immediately following a year in which benefits were paid or following a period of disqualification for failure to apply for or accept suitable work that an individual: (1)

perform insured work; (2) earn remuneration in employment in at least each of eight weeks; and (3) earn remuneration at least equal to the product of the individual's weekly benefit amount multiplied by eight. Provides that, if an employer does not have a rule regarding attendance, an individual's unsatisfactory attendance is just cause for discharge, if good cause for the absences or tardiness is not established. (Currently, the individual must show good cause for the absences or tardiness.) Establishes that a crime committed using the Internet or another computer network may be prosecuted in any county: (1) from which or to which access to the Internet or another computer network was made; or (2) in which a computer, computer data, computer software, or computer network used to access the Internet or another computer network is located. Urges the legislative council to assign to an appropriate study commission or committee during the 2015 legislative interim the task of studying fraud and benefit overpayments occurring in the unemployment insurance program in Indiana.

Current Status: 5/5/2015 - **SIGNED BY GOVERNOR**

Recent Status: 4/21/2015 - Signed by the Speaker

4/16/2015 - House Concurred with Senate Amendments (65-20)

HB1349 **VARIOUS TAX MATTERS (HUSTON T)** Provides that the equipment eligible for the double direct sales tax exemption includes material handling equipment purchased for the purpose of transporting materials into production activities from an onsite location. Specifies that the double direct sales tax exemption applies to agricultural machinery, tools, and equipment that is acquired for timber harvesting. Eliminates various adjustments to income for purposes of determining Indiana adjusted gross income. Eliminates various income tax exemptions, deductions, and credits. Specifies that certain tax credits for the preservation or rehabilitation of historic property certified before 2016 may be claimed or carried forward in future taxable years notwithstanding the elimination of the tax credit in 2016. Provides that business income is all income apportionable to the state under the Constitution of the United States. Provides that, for purposes of the sales factor, sales of tangible personal property are not considered to be made in this state if the property is shipped from the location of a third-party logistics services provider in this state. Broadens the addback to Indiana adjusted gross income related to intercompany interest expenses. Provides for a tax amnesty program. Makes technical corrections and conforming amendments.

Current Status: 4/20/2015 - Senate Conferees appointed Hershman and Broden

Recent Status: 4/20/2015 - Senate Advisors appointed Eckerty, Tallian and Perfect

4/20/2015 - House Conferees appointed Huston and Porter

HB1350 **ENVIRONMENTAL VARIANCES AND OTHER MATTERS (WOLKINS D)** Makes the following changes concerning variances from environmental rules: (1) If a variance would be in effect for more than one year: (A) the application for the variance must include a demonstration of how the applicant would come into compliance with the rule within the period for which the variance would be in effect; and (B) the variance, if granted, must include a compliance schedule requiring that compliance be achieved while the variance is in effect; and (C) the variance may be revoked for failure to comply with the compliance schedule. (2) Eliminates the renewal of variances, except for variances from certain water quality standards. Authorizes the department of environmental management (department) to require the submission of information or documents electronically. Requires the department to offer certification examinations for certain water treatment plant operator and water distribution system operator certifications at least once per year. Authorizes the commissioner of the department to authorize independent third parties to administer additional certification examinations. Allows the commissioner to provide certain notices to

persons by a means other than by mail. Provides that the offsite location of compensatory mitigation required of a person proposing a wetland activity in a state regulated wetland may be within a designated service area established in an approved in lieu fee mitigation program. Provides for solid waste disposal fees and state solid waste management fees to be remitted to the department on a quarterly basis and for hazardous waste disposal fees to be paid to the department on or before March 1 of the year following the year in which they accrue. Provides that a recycler that elects to report its recycling activities on an annual basis shall, before March 1 of 2016 and of each succeeding calendar year, submit to the commissioner a report on the recycling activities conducted by the recycler during the previous calendar year. Eliminates the requirement that a manufacturer of video display devices report annually to the department the total weight of video display devices sold to households.

Current Status: 5/4/2015 - **SIGNED BY GOVERNOR**

Recent Status: 5/1/2015 - received by Governor

4/29/2015 - Signed by the President Pro Tempore

HB1388

PROPERTY TAX MATTERS (LEONARD D) Specifies that if a taxpayer files an amended personal property tax return for a year: (1) before July 16 of that year, the taxpayer shall pay the taxes payable in the immediately succeeding year based on the assessed value reported on the amended return; or (2) after July 15 of that year, the taxpayer shall pay the taxes payable in the immediately succeeding year based on the assessed value reported on the original personal property tax return. Requires a public utility company to file its property tax return with the department of local government finance (DLGF) on or before April 1 (rather than March 1, under current law). Provides that on or before July 1 of each year, for years ending before January 1, 2017, and on or before June 15, for years beginning after December 31, 2016, (rather than June 1 under current law), the DLGF shall certify to the county assessor and the county auditor of each county the distributable property assessed values that the DLGF determines are distributable to the taxing districts of the county. Deletes a provision in current law requiring a county auditor to cancel a standard deduction for a homestead under certain circumstances in which: (1) the taxpayer acquires an interest in or contracts to purchase a second homestead after the assessment date; and (2) on the assessment date, the property on which that second homestead is located was vacant land or the construction of the dwelling that constitutes the second homestead was not completed. Removes requirements for the DLGF to adopt rules for the administration of certain property tax deductions and exemptions. Voids certain department of local government finance rules. Specifies that the calculation of the amount of the levy for a debt service fund is based on a budget year (instead of an ensuing year under current law). Provides that the maximum amount allowed for an operating balance in a debt service fund is the sum of the maximum allowable operating balance for each debt included in the debt service fund. Provides that a common area is exempt from property taxation. Defines "common area" as a parcel of land in a residential development that: (1) is legally reserved for the exclusive use and enjoyment of all lot owners; (2) is owned by the developer, or each lot owner, or a person or entity that holds title to the land in a fiduciary capacity for the benefit of the lot owners; (3) cannot be transferred for value to another party without the approval of the lot owners; (4) does not include a Class 2 structure; and (5) is not designed or approved for the construction of a Class 2 structure. Provides that certain tangible property is exempt from property taxation if the tangible property is owned by an agricultural organization that is exempt from federal income taxation under Section 501(c)(5) of the Internal Revenue Code. Provides that the exemption is retroactive to the 2011 assessment date. Provides that eligible taxpayers may submit exemption applications before September 1, 2015, for property tax exemptions for eligible properties with respect to the 2011 through 2015 assessment dates. Provides that an eligible taxpayer is entitled to a property tax exemption if the county assessor finds that the parcel would have qualified

for an exemption if the retroactive exemption had been in place on the covered assessment dates. Provides that an eligible taxpayer is entitled to a refund for any back taxes, penalties, and interest paid with respect to the eligible property. Provides that refunds may be paid in two annual installments. Requires the county property tax assessment board of appeals to send notice of a scheduled hearing on a review of an assessment or deduction to a taxpayer's representative. Specifies that the statute governing homeowners associations established after June 30, 2009, applies only to homeowners associations authorized to impose mandatory dues on their members.

Current Status: 5/4/2015 - **SIGNED BY GOVERNOR**

Recent Status: 5/1/2015 - received by Governor
4/29/2015 - Signed by the President Pro Tempore

SB177 **WATER AND WASTEWATER INFRASTRUCTURE COSTS** (MERRITT J) Amends the law on distribution system improvement charges to allow the utility regulatory commission (IURC) to approve the petition of a public utility providing water or wastewater service for an adjustment of the public utility's basic rates and charges to provide for recovery of infrastructure improvement costs if the total adjustment revenues produced by approving the petition would not exceed 10% of the public utility's base revenue level approved by the IURC in the public utility's most recent general rate proceeding. (Under current law, the limit is 5% of the public utility's base revenue level.)

Current Status: 4/23/2015 - **SIGNED BY GOVERNOR**

Recent Status: 4/22/2015 - received by Governor
4/21/2015 - Signed by the Speaker

SB309 **ELECTRICITY SUPPLIERS' SERVICE AREAS** (CRIDER M) Provides that after May 19, 2015, a municipality that: (1) owns and operates an electric utility; and (2) annexes an area beyond the assigned service area of its municipally owned electric utility; may not petition the utility regulatory commission (IURC) to change the assigned service area of the municipally owned electric utility to include the annexed area according to certain procedures permitted under current law. Provides that the prohibition does not affect a petition that is: (1) filed with the IURC before May 20, 2015, according to the procedures permitted under current law; and (2) pending before the commission on May 20, 2015.

Current Status: 4/17/2015 - **SIGNED BY GOVERNOR**

Recent Status: 4/16/2015 - received by Governor
4/7/2015 - Senate concurred in House Amendments; Roll Call
386: yeas 44, nays 3

SB312 **TANK REPORTING AND WATER THREAT MINIMIZATION** (CHARBONNEAU E) Requires the owner or operator of an above ground storage tank (AST) that is designed to contain more than 660 gallons of liquid to report certain information about the AST to the department of environmental management (department) before January 1, 2016. Establishes certain exceptions from this reporting requirement. Requires the environmental rules board to adopt rules concerning the reporting requirement. Requires a person who is responsible for operation of a public water system that uses surface water as a source of drinking water to develop a surface water quality threat minimization and response plan for the public water system and to submit the report to the department. Requires the environmental rules board to adopt rules concerning surface water quality threat minimization and response plans.

Current Status: 5/4/2015 - **SIGNED BY GOVERNOR**

Recent Status: 5/4/2015 - received by Governor
4/29/2015 - Signed by the Speaker

SB390 LAKE COUNTY SOLID WASTE MANAGEMENT DISTRICT (NIEMEYER R) Provides that the county executive of Lake County, in response to a recommendation submitted by the solid waste management district of the county, may adopt a resolution: (1) confirming the authority of the solid waste management district to exercise certain powers concerning final disposal facilities or borrowing in anticipation of taxes as proposed in the recommendation; or (2) denying the solid waste management district the authority to exercise the powers as proposed in the recommendation. Provides that the solid waste management district is authorized to exercise the powers as proposed in a recommendation if: (1) the county executive adopts a resolution confirming the solid waste management district's authority; or (2) the county executive adopts no resolution within 45 calendar days after the day on which the solid waste management district submits the recommendation to the county executive.

Current Status: 4/29/2015 - **SIGNED BY GOVERNOR**

Recent Status: 4/27/2015 - received by Governor

4/27/2015 - Signed by the President of the Senate

SB412 INTEGRATED RESOURCE PLANS AND ENERGY EFFICIENCY (MERRITT J) Requires a public utility to submit an integrated resource plan to the utility regulatory commission (IURC). Requires certain electricity suppliers to submit an energy efficiency plan to the IURC at least one time every three years. Provides that evaluation, measurement, and verification procedures required to be included in an electricity supplier's energy efficiency plan must include independent evaluation, measurement, and verification. Provides that the IURC may not require a third party administrator to implement an electricity supplier's energy efficiency program or plan. Provides that if the IURC finds an electricity supplier's energy efficiency plan to be reasonable, the IURC shall allow the electricity supplier to recover or receive certain energy efficiency program costs. Provides that a retail rate adjustment mechanism proposed by an electricity supplier to recover program costs may be based on a reasonable forecast. Provides that if forecasted data is used, the retail rate adjustment mechanism must include a reconciliation mechanism to correct for any variance between forecasted and actual program costs. Specifies that an industrial customer's previous opt out of an energy efficiency program of an electricity supplier constitutes an opt out of an energy efficiency program that is part of the electricity supplier's required energy efficiency plan.

Current Status: 5/6/2015 - **SIGNED BY GOVERNOR**

Recent Status: 5/4/2015 - received by Governor

4/9/2015 - Signed by the President Pro Tempore

SB423 PROPERTY TAX ISSUES (KENLEY L) Provides that, following a petition for review contesting the assessed value of tangible property, a taxpayer and a township or county official may enter into an agreement in which both parties: (1) agree to waive a determination by the county property tax assessment board of appeals (PTABOA) and submit a dispute directly to the Indiana board of tax review; or (2) agree to stipulate to the assessed value of the tangible property as determined by an independent appraisal. Provides certain provisions that must be included in an agreement, including provisions for selecting an independent appraiser. Specifies that a taxpayer and township or county official may still enter into a resolution of disputed issues following an informal meeting, notwithstanding the provisions that allow for an independent appraisal and stipulated determination. Requires a PTABOA, upon receipt of an agreement of the parties and an independent appraisal, to enter a stipulated determination of the assessed value of the tangible property in dispute equal to the value as determined by the independent appraisal. Provides that a taxpayer or a township or county official may seek review before the

Indiana board of tax review of a stipulated determination entered by a PTABOA. Requires each PTABOA to prepare an annual report of the notices for review filed with the PTABOA in the preceding year. Requires the report to be submitted to the department of local government finance, the Indiana board of tax review, and the legislative services agency. Requires the Indiana judicial center to review the workload and backlog of cases in the Indiana tax court for calendar year 2016 and submit a report of the center's findings, analysis, and recommendations (if recommendations are made) to the legislative council before December 1, 2016. Makes conforming amendments.

Current Status: 5/6/2015 - **SIGNED BY GOVERNOR**

Recent Status: 4/28/2015 - Senate concurred in House Amendments; Roll Call 515: yeas 49, nays 0
4/28/2015 - Senate concurred in House Amendments;

SB436

STATE AND LOCAL TAXATION (HERSHMAN B) Provides that if a taxpayer has personal property subject to assessment in more than one township in a county or has personal property that is subject to assessment and that is located in two or more taxing districts within the same township, the taxpayer shall file a single tax return with the county assessor. Provides that a personal property return notice must be filed with the county assessor, and not the township assessor, of the county in which the owner resides when the personal property is located in a different county. Provides a property tax exemption for taxpayers with less than \$20,000 of total business personal property in a county. Removes the requirement in current law that such an exemption is effective in a county only if adopted by the county income tax council. Requires, for the \$20,000 personal property exemption, that the owner's certification be notarized and signed under penalties for perjury. Extends the expiration date of the law specifying the value of outdoor signs through the 2018 assessment date. Specifies that for purposes of property tax assessment, certain land is considered to be devoted to agricultural use. Specifies that "agricultural use" includes certain uses defined as agricultural uses for purposes of planning and zoning law. Provides that the soil productivity factors used for the March 1, 2011, assessment of agricultural land must be used for the March 1, 2015, assessment date. Specifies that new soil productivity factors shall be used for assessment dates occurring after March 1, 2015. Provides that the statewide agricultural land base rate value per acre for the 2015 assessment date is \$2,050 (the base rate used for the 2014 assessment date). Provides that for the 2016 assessment date and each assessment date thereafter, the statewide agricultural land base rate value per acre is equal to the base rate value for the immediately preceding assessment date, multiplied by the assessed value growth quotient. Removes the provision specifying that the statute governing the assessment of agricultural land does not apply to land purchased for residential uses. Specifies conditions for valuing big box retail properties and commercial nonincome producing real property for property tax purposes and excludes multi-tenant income producing shopping centers from both provisions. Requires the Indiana board of tax review (IBTR) to recommend that the parties settle or mediate any case pending before the board as of May 1, 2015, that has not yet received a hearing if certain conditions apply. Urges the legislative council to assign to a study committee the topic of studying the need for a definition of the term "utility of the user" under the current property tax assessment system. Specifies that in the case of a change occurring after February 28, 2015, in the classification of real property, the assessor has the burden of proving that the change is correct in any review or appeal heard by the property tax assessment board of appeals (county board) and in any appeals taken to the IBTR or to the Indiana tax court. Allows county assessors to apply negative influence factors to determine the assessed value of land classified as residential excess land. Provides that the basement of a dwelling or other building that is situated in a special flood hazard area as designated by the Federal Emergency Management Agency is exempt from property taxation if: (1) the basement floor level has been elevated to mitigate the risk of

flooding; and (2) as a result, the basement is rendered unusable as living space. Specifies that, to be eligible for a homestead deduction for property that an individual is buying under contract, the contract must obligate the owner to convey title to the individual upon completion of all of the individual's contract obligations. Provides that on the form forwarded by the assessor to the county auditor and the county board after a preliminary informal meeting with a taxpayer, the assessor must attest that the assessor described to the taxpayer the taxpayer's right to a review of the issues by the county board and the taxpayer's right to appeal to the IBTR and to the Indiana tax court. Provides that for property tax appeals for the 2014 assessment date, or before, a county auditor may pay refund claims greater than \$100,000 over a period of five years (through 2019) by using credits against future property taxes owed on the property. Authorizes a county fiscal body to adopt an ordinance to allow political subdivisions and local agencies within the county to use a uniform property tax disclosure form. Specifies the information that must be disclosed on the form. Provides that the department of local government finance (DLGF) shall: (1) review the tax rates and levies for each fire protection territory whose establishment was effective not later than July 1, 2012; (2) make recommendations to the participating units concerning their existing tax rates and tax levies; and (3) report its findings and recommendations to the legislative council. Deletes the requirement that a county may impose the motor vehicle license excise surtax only at the same rate or amount on each motor vehicle. Authorizes counties to: (1) impose the surtax at the same rate or amount on each motor vehicle; or (2) impose the surtax at one or more different rates based on the class of vehicle (passenger vehicles, motorcycles, trucks with a declared gross weight that does not exceed 11,000 pounds, and motor driven cycles). Does the following in the case of a certified technology park that is operating jointly by multiple redevelopment commissions: (1) Increases the total maximum amount of tax increment that may be captured by the certified technology park. (2) Authorizes a party to the agreement to allocate a part of the maximum amount that may be deposited in the party's incremental tax financing fund to one or more other parties to the agreement. Provides that a redevelopment commission may enter into a written agreement with a taxpayer in which the taxpayer waives review of any assessment of the taxpayer's tangible property that is located in an allocation area. Urges the legislative council to assign to a study committee the issue of alternative means of agricultural land assessment. Provides that for purposes of the provisions in current law concerning: (1) the designation of a township as distressed; (2) the requiring of a separate township assistance benefits levy and a separate township assistance administration levy; and (3) the transfer of municipal territory to an adjacent township after a referendum; those provisions apply to a township if the township's township assistance property tax rate is more than the result of the statewide average township assistance property tax rate for the preceding year (rather than for the current year, under existing law) multiplied by 12. Urges a legislative study of methods used to determine the true tax value for nonincome producing commercial property.

Current Status: 5/6/2015 - **SIGNED BY GOVERNOR**

Recent Status: 4/29/2015 - Conference Committee Report Adopted CCR #1 (98-0)
4/29/2015 - Senate Conference Committees Eligible for Action CCR #1

SB438

STATE AND LOCAL TAX ISSUES (HERSHMAN B) Provides that the fiscal body of a municipality may adopt a resolution renewing an enterprise zone for an additional five years and that all enterprise zones expire and must be phased out by December 31, 2030. Provides that the cutting of steel bars into billets is to be treated as processing of tangible personal property for purposes of the sales tax exemption for certain manufacturing activities. Modifies the sales tax exemption for receiving recycling materials. Adds recycling carts to the sales tax exemption for some recycling equipment. Adds changes concerning

the withholding of income taxes for nonresident partners and shareholders. Establishes standards governing the date by which a taxpayer must notify the department of state revenue (department) of a modification of a taxpayer's federal income tax return or tax liability for a taxable year. Provides that "base amount" and "qualified research expense" for purposes of the state research expense income tax credit have the same meaning as those terms are defined under the Internal Revenue Code and that the federal research and development credit used for purposes of calculating the Indiana research expense income tax credit is the same as the federal research and development credit allowed under the Internal Revenue Code. Requires the department to enter into an agreement with the fiscal officer of a capital improvement board of managers to provide the fiscal officer with certain information. Provides that the interest required to be paid on an overpayment of tax begins to accrue: (1) on the date the tax was due; or (2) the date the tax was paid; whichever is later. Amends the definition of "captive insurer" for insurance regulation and taxation purposes. Requires the department to: (1) study the department's current information systems; (2) develop a plan for modernizing the department's information systems; and (3) submit a report of the study and plan to the budget committee and the legislative council. Makes changes regarding sales or use tax collection and manufacturers that have meters exempt or partially exempt from sales and use tax. Provides that the department of state revenue may disclose to a power subsidiary or a public utility information regarding sales tax exemption certificates of a customer of the power subsidiary or public utility for the purpose of enforcing and collecting the sales or use tax. Permits Rush County to impose an income tax to provide for a county jail, related buildings, and parking facilities and for their operation. Provides that a tax increment financing area established by a redevelopment authority does not expire before July 1, 2016. Proposes that an interim study committee determine the amount of statutory tax relief that C corporations have realized in the calendar years from 2011 through 2014 and are anticipated to realize from 2015 through 2021.

Current Status: 4/22/2015 - , (Bill Scheduled for Hearing); **Time & Location:** 4:30 PM, Rm. 431

Recent Status: 4/21/2015 - House Advisors appointed Friend, Thompson, Smaltz, Klinker and Reicken
4/21/2015 - House Conferees appointed Brown T and Porter

SB441

VARIOUS TAX MATTERS (HERSHMAN B) Eliminates the World War I veteran property tax deduction for property taxes imposed for an assessment date after 2015. Provides that the equipment eligible for the double direct sales tax exemption includes material handling equipment purchased for the purpose of transporting materials into production activities from an onsite location. Provides that: (1) the cutting of steel bars into billets; and (2) the felling of trees for further use in production or for sale in the ordinary course of business; is to be treated as processing of tangible personal property for purposes of the double direct sales tax exemption for certain manufacturing activities. Eliminates the taxation of income that is attributed to a state that does not have an income tax (the "throwback rule"). Specifies that gross receipts derived from the sale of computer software shall be treated as sales of tangible personal property. Increases the maximum amount of the state income tax deduction for federal civil service annuity income to \$8,000 for 2015 and \$16,000 for 2016 and thereafter. Provides that the deduction is also available to a surviving spouse. Extends the sunset date of the venture capital investment tax credit and the Hoosier business investment tax credit from January 1, 2017, to January 1, 2021. Provides that upgrading or building passing lines or automated switches on a rail line is an eligible logistics investment for purposes of the Hoosier business investment tax credit. Provides that, in the case of the Hoosier business investment tax credit, the Indiana economic development corporation (IEDC) may under a written agreement accelerate payment (at a discounted amount) of any unused excess tax credit that certain taxpayers would otherwise

be eligible to carry forward to a subsequent tax year. Provides that the total amount of such accelerated tax credits that the IEDC may approve may not exceed \$17 million in a state fiscal year. Provides that after December 31, 2015, qualified investments for purposes of the community revitalization enhancement district tax credit do not include a taxpayer's expenditures made on property that is classified as residential for property tax purposes. Eliminates various add backs for purposes of determining Indiana adjusted gross income. Provides that business income is all income apportionable to the state under the Constitution of the United States. Eliminates various income tax deductions, exemptions, and credits. Broadens the add back to Indiana adjusted gross income related to intercompany interest expenses. Makes technical corrections and conforming amendments. Provides that in addition to any appropriations made in HEA 1001-2015, there is appropriated from the state general fund to the department of correction \$9,000,000 in the state fiscal year beginning July 1, 2016, for community corrections programs.

Current Status: 5/6/2015 - **SIGNED BY GOVERNOR**

Recent Status: 4/29/2015 - Conference Committee Report Adopted CCR #1 (99-0)
4/29/2015 - Senate Conference Committees Eligible for Action
CCR #1

SB516

UTILITY INFRASTRUCTURE IMPROVEMENTS (CHARBONNEAU E) Amends the law on water and wastewater utility distribution system improvement charges so that the law applies to municipally owned utilities and not-for-profit utilities as well as to public utilities. Allows a municipally owned utility or not-for-profit utility that is under the jurisdiction of the utility regulatory commission (commission) for the approval of rates and charges to petition the commission for the adjustment of its basic rates and charges to provide for the recovery of infrastructure improvement costs. Provides that "infrastructure improvement costs", for a municipally owned utility, means debt service and depreciation expenses associated with eligible infrastructure improvements and, for a not-for-profit utility, means debt service associated with eligible infrastructure improvements. Defines "eligible infrastructure improvements" for purposes of municipally owned and not-for-profit utilities. Allows the commission to consider certain factors in determining the amount of infrastructure improvement costs that a not-for-profit utility or a municipally owned utility will be allowed to recover.

Current Status: 5/5/2015 - **SIGNED BY GOVERNOR**

Recent Status: 4/29/2015 - Signed by the Speaker
4/29/2015 - Signed by the President Pro Tempore