STATE OF INDIANA

DEPARTMENT OF LOCAL GOVERNMENT FINANCE

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Certification of Local Option Income Tax – Budget Year 2013
Marion County

In 2010, Marion County notified the Department that it intended to "thaw," or to resume funding future growth from property tax instead of levy freeze LOIT revenues. This certification presumes that the county will remain "thawed" in 2013. Therefore, the amount of levy freeze LOIT revenue used for this certification is the revenue necessary to fund the growth from 2007-2010, before the "thaw." The rate certified below is the rate that will generate sufficient revenue to fund the 2007-2010 growth. Growth from 2010-2013 is presumed to be funded through property tax levy increases.

Operating (Levy Freeze) LOIT:
An ordinance to adopt any of the LOIT options described below may be adopted anytime **before November 1, 2012.** The Operating (Levy Freeze) LOIT effectively freezes the maximum property tax levies for an adopting county's civil units of government and replaces the annual maximum levy growth with income tax (LOIT) proceeds. This rate is capped at 1% and is annually recertified for each county by the Department of Local Government Finance ("Department").

Please Note: Indiana Code 6-3.5-1.1-24(h) dictates that once adopted, a rate for Operating (Levy Freeze) LOIT is permanent: "[...] a county council may not decrease or rescind a tax rate imposed under this chapter." Also, once a rate is adopted for the Operating (Levy Freeze) LOIT, property tax maximum permissible levies are frozen as of the year of adoption and cannot grow annually as they normally would.

Indiana Code 6-3.5-1.1-24 requires the Department and the State Budget Agency to certify the rate that must be imposed in a county to raise tax revenues as specified. Therefore, the Department and the State Budget Agency certify the following rates for Marion County:

2012 Total Certified LOIT Rate:	**0.3432%**
2012 Rate for Levy Freeze:	**0.0086%**
2012 Rate for Property Tax Relief*:	**0.3518%**

*This rate is continued from 2009 and is in addition to any rate adopted by Marion County under IC 6-3.5-1.1-26. Under IC 6-3.5-1.5-1(d), unless a new ordinance is passed to the contrary: "Notwithstanding IC 6-3.5-1.1-24(h), and IC 6-3.5-6-30(h), if a county has adopted an income tax rate under IC 6-3.5-1.1-24 or IC 6-3.5-6-30 to replace property tax levy growth, the part of the tax rate under IC 6-3.5-1.1-24 or IC 6-3.5-6-30 that was used before January 1, 2009, to reduce levy growth in the county family and children's fund property tax levy and the children's psychiatric residential treatment services property tax levy shall instead be used for property tax relief in the same manner that a tax rate under IC 6-3.5-1.1-26 or IC 6-3.5-6-32 is used for property tax relief." Please contact Courtney Schaafsma at cschaafsma@dlgf.in.gov with any questions about this provision.

Dated this 31st day of August, 2012

Brian E. Bailey, Commissioner
Department of Local Government Finance

Other LOIT Options

Property Tax Relief LOIT
Indiana Code 6-3.5-1.1-26 allows a county to adopt an additional CAGIT to:

7. Provide local property tax replacement credits to all property;
8. Provide or increase the homestead credit percentage uniformly; or
9. Provide local property tax replacement credits to qualified residential property.

This additional CAGIT can be raised in increments of 0.05% up to a maximum of 1.00%.

Public Safety LOIT
Indiana Code 6-3.5-1.1-25 allows a county to adopt an additional CAGIT for Public Safety. To adopt this additional CAGIT, a county must have adopted a 0.25% rate for the additional CAGIT for Operating (Levy Freeze), the CAGIT for Property Tax Relief, or a combination of both. The Public Safety CAGIT rate can be adopted up to a maximum of 0.25%.