



January 29, 1999

HOUSE BILL No. 1304

DIGEST OF HB 1304 (Updated January 27, 1999 7:09 pm - DI 73)

Citations Affected: IC 6-4.1; noncode.

Synopsis: Safe deposit boxes of a deceased person. Provides that a county assessor or the department of state revenue is not required to examine the safe deposit box of an individual who dies after June 30, 1999. Provides that a person who has possession of or control over a safe deposit box belonging to an individual who dies after June 30, 1999, is not required to provide notice to the county assessor or the department of state revenue before the box is opened. Repeals provisions relating to the duties of the county assessor and the department of state revenue concerning safe deposit boxes.

Effective: July 1, 1999.

Smith V, Grubb, Brown T, Kruse

January 12, 1999, read first time and referred to Committee on Ways and Means.
January 28, 1999, amended, reported — Do Pass.

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HB 1304—LS 6106/DI 92+



January 29, 1999

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

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HOUSE BILL No. 1304

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

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

- 1 SECTION 1. IC 6-4.1-8-5 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 5. (a) Except as
3 provided in subsection (d), a person who has possession of or control
4 over a resident decedent's safe deposit box may not open the box unless
5 reasonable notice of the time and place of the box opening is given to
6 the department of state revenue or the county assessor of the county in
7 which the resident decedent was domiciled at the time of his death. In
8 addition, the person shall permit the department or the county assessor
9 to examine and list the contents of the safe deposit box.
10 (b) (a) Within ten (10) days after life insurance proceeds are paid to
11 a resident decedent's estate, the life insurance company shall give
12 notice of the payment to the department of state revenue.
13 (c) (b) The department of state revenue shall send a copy of any safe
14 deposit box inventory which it prepares under subsection (a), and a
15 copy of any notice which it receives under subsection (b); (a) to the

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1 county assessor of the county in which the resident decedent was
2 domiciled at the time of his death.
3 (d) A person who has possession of or control over a safe deposit
4 box held by two (2) individuals as joint tenants is not required, on the
5 death of one (1) of the joint tenants, to:
6 (1) notify the department of state revenue or the county assessor
7 before opening the safe deposit box; or
8 (2) permit the department or the county assessor to examine and
9 list the contents of the safe deposit box;
10 if, at the time of the joint tenant's death, the joint tenants were married
11 to each other.
12 SECTION 2. THE FOLLOWING ARE REPEALED [EFFECTIVE
13 JULY 1, 1999]: IC 6-4.1-8-6; IC 6-4.1-8-8.
14 SECTION 3. [EFFECTIVE JULY 1, 1999] **IC 6-4.1-8-5, as**
15 **amended by this act, applies to the estate of an individual who dies**
16 **after June 30, 1999.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1304, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1304 as introduced.)

BAUER, Chair

Committee Vote: yeas 19, nays 4.

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