

# HOUSE BILL No. 2079

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## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 6-2.1-8-5.

**Synopsis:** Deadline for remitting gross income tax. Changes the date on which a county treasurer remits gross income tax receipts from the sale or transfer of an interest in real estate to the department of state revenue from the 15th to the 20th day of the month following the end of a quarterly period.

**Effective:** Upon passage.

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**Ayres, Leuck, Goeglein**

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January 27, 1999, read first time and referred to Committee on Ways and Means.

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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. 2079



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 6-2.1-8-5 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 5. (a) A taxpayer  
3 shall pay the gross income taxes imposed on the sale or transfer of an  
4 interest in real estate by paying the tax to the treasurer of the county in  
5 which the real estate is located. The treasurer shall stamp the  
6 instrument of transfer with a rubber stamp, supplied by the department,  
7 which marks the instrument of transfer "gross income tax paid" and  
8 provides spaces for inscribing the name of the seller or grantor, the  
9 amount and date of payment, and any other information which the  
10 department may require.

11 (b) The county treasurer shall remit the proceeds to the department  
12 on the ~~fifteenth~~ **twentieth** day of January, April, July, and October for  
13 the preceding quarterly period.

14 (c) If the department determines that the average monthly amount  
15 due for the preceding year exceeds ten thousand dollars (\$10,000), the  
16 county treasurer shall pay the taxes due by electronic funds transfer (as  
17 defined in IC 4-8.1-2-7) or by delivering in person or by overnight



1 courier a payment by cashier's check, certified check, or money order  
2 to the department. The transfer or payment shall be made on or before  
3 the date the tax is due.

4 (d) As compensation for collecting the gross income tax, the county  
5 treasurer may retain one percent (1%) of any payment due to the  
6 department under this section. Any amount the county treasurer retains  
7 shall be deposited in that county's general fund.

8 **SECTION 2. An emergency is declared for this act.**

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