
HOUSE BILL No. 1205

DIGEST OF INTRODUCED BILL

Citations Affected: IC 6-2.5-6-10.

Synopsis: Sales tax collection allowance for utilities. Allows a retail merchant who furnishes or sells an intrastate telecommunication service to retain the retail merchant's collection allowance of 1% of the retail merchant's gross retail and use tax liability as compensation for collecting and timely remitting the state gross retail tax and the state use tax. Provides that a retail merchant who furnishes or sells an intrastate telecommunications service may not retain the retail merchant's collection allowance if the retail merchant is compensated for collecting and remitting the gross retail tax and the use tax through its rate structure, as approved by the Indiana utility regulatory commission. (Current law provides that a person who furnishes or sells an intrastate telecommunication service is not entitled to the retail merchant's collection allowance.)

Effective: July 1, 2000.

Atterholt

January 10, 2000, read first time and referred to Committee on Ways and Means.

C
O
P
Y



Second Regular Session 111th General Assembly (2000)

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 1999 General Assembly.

C
O
P
Y

HOUSE BILL No. 1205



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 6-2.5-6-10 IS AMENDED TO READ AS
 2 FOLLOWS [EFFECTIVE JULY 1, 2000]: Sec. 10. (a) In order to
 3 compensate retail merchants for collecting and timely remitting the
 4 state gross retail tax and the state use tax, every retail merchant, except
 5 ~~a retail merchant referred to as provided in subsection subsections (c)~~
 6 **and (d)**, is entitled to deduct and retain from the amount of those taxes
 7 otherwise required to be remitted under IC 6-2.5-7-5 or under this
 8 chapter, if timely remitted, a retail merchant's collection allowance.
 9 (b) The allowance equals one percent (1%) of the retail merchant's
 10 state gross retail and use tax liability accrued during a reporting period.
 11 (c) A retail merchant described in IC 6-2.5-4-5 ~~or IC 6-2.5-4-6~~ is not
 12 entitled to the allowance provided by this section.
 13 (d) **A retail merchant described in IC 6-2.5-4-6 is not entitled to**
 14 **the allowance provided by this section if the retail merchant is**
 15 **compensated for collecting and remitting the taxes described in**
 16 **subsection (a) through the rate structure, as approved by the**
 17 **Indiana utility regulatory commission, for the services the retail**



1 **merchant provides.**

2 SECTION 2. [EFFECTIVE JULY 1, 2000] A retail merchant
3 described in IC 6-2.5-4-6 is entitled to the retail merchant's
4 collection allowance described in IC 6-2.5-6-10, as amended by this
5 act, for gross retail income received after June 30, 2000.

C
o
p
y

