

**CONFERENCE COMMITTEE REPORT
DIGEST FOR EHB 1059**

Citations Affected: IC 5-13-6-3; IC 6-1.1.

Synopsis: Property tax collections. CONFERENCE COMMITTEE REPORT FOR EHB 1059. Provides that provisional property tax bills are required rather than optional if the county auditor fails to deliver the abstract for an assessment date to the county treasurer before April 1 of the year following that assessment date. Provides that the department of local government finance (DLGF) may waive the requirement that a provisional bill must be used if the DLGF determines that certain conditions have been met. Provides that the first installment of a provisional bill is equal to 50% of the tax liability that was payable in the same year as the assessment date for the property for which the provisional bill is issued, subject to any adjustments to the tax liability authorized by the DLGF and approved by the county treasurer. Provides that the second installment is either the amount specified in a reconciling statement or, if a reconciling statement is not sent until after the second installment is due, an amount equal to 50% of the tax liability that was payable in the same year as the assessment date for the property for which the provisional bill is issued, subject to any adjustments authorized by the DLGF and approved by the county treasurer. Directs the DLGF to authorize the types of adjustments to tax liability permitted on provisional statements and to notify county treasurers of that authorization. Provides that certain information is not required to be included on a provisional bill, but must be included on the reconciling statement. Deletes certain information from the informational notice that must accompany a provisional statement. Requires the county treasurer to: (1) place in a separate account in the county general fund penalties collected as a result of late payments on provisional and reconciling statements; (2) use the account only to defray the costs of mailing or transmission of provisional and reconciling statements; and (3) deposit excess money in the account in the county reassessment fund. Entitles a taxing unit to interest generated by the county on property tax collections if the county treasurer fails to meet the deadline for compliance with a request for advance distribution of the collections. **(This conference committee report: (1) eliminates the discretion of the county council and the county treasurer as to whether to use provisional bills; (2) eliminates exceptions to the requirement to use provisional bills; (3) adds DLGF provisional billing waiver authority that applies under certain conditions; (4) allows DLGF provisional billing waiver if tax bills can be sent with a due date that is not later than June 10 instead of May 25; (5) eliminates the DLGF provisional billing waiver procedure initiated by the county auditor or property owners; (6) provides that the first installment of a provisional bill is due May 10 instead of May 25; (7) adds the provisions**

concerning adjustments of the tax liability on provisional statements authorized by the DLGF and approved by the county treasurer; (8) deletes certain information from the informational notice that must accompany a provisional statement; and (9) adds the provisions concerning the establishment of an account in the county general fund from late payment penalties.)

Effective: July 1, 2010.

CONFERENCE COMMITTEE REPORT

MR. SPEAKER:

Your Conference Committee appointed to confer with a like committee from the Senate upon Engrossed Senate Amendments to Engrossed House Bill No. 1059 respectfully reports that said two committees have conferred and agreed as follows to wit:

that the House recede from its dissent from all Senate amendments and that the House now concur in all Senate amendments to the bill and that the bill be further amended as follows:

- 1 Delete everything after the enacting clause and insert the following:
2 SECTION 1. IC 5-13-6-3, AS AMENDED BY P.L.146-2008,
3 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JULY 1, 2010]: Sec. 3. (a) All taxes collected by the county treasurer
5 shall be deposited as one (1) fund in the several depositories selected
6 for the deposit of county funds and, except as provided in subsection
7 (b), remain in the depositories until distributed at the following
8 semiannual distribution made by the county auditor.
9 (b) Every county treasurer who, by virtue of the treasurer's office, is
10 the collector of any taxes for any political subdivision wholly or partly
11 within the county shall, not later than thirty (30) days after receipt of a
12 written request for funds filed with the treasurer by a proper officer of
13 any political subdivision within the county, advance to that political
14 subdivision a portion of the taxes collected before the semiannual
15 distribution. The amount advanced may not exceed the lesser of:
16 (1) ninety-five percent (95%) of the total amount collected at the
17 time of the advance; or
18 (2) ninety-five percent (95%) of the amount to be distributed at
19 the semiannual distribution.
20 (c) Upon notice from the county treasurer of the amount to be
21 advanced, the county auditor shall draw a warrant upon the county
22 treasurer for the amount. The amount of the advance must be available

1 immediately for the use of the political subdivision.

2 (d) At the semiannual distribution all the advances made to any
3 political subdivision under subsection (b) shall be deducted from the
4 total amount due any political subdivision as shown by the distribution.

5 **(e) If a county auditor fails to make a distribution of tax**
6 **collections by the deadline for distribution under subsection (b), a**
7 **political subdivision that was to receive a distribution may recover**
8 **interest on the undistributed tax collections under IC 6-1.1-27-1.**

9 SECTION 2. IC 6-1.1-22.5-6, AS AMENDED BY P.L.87-2009,
10 SECTION 10, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
11 JULY 1, 2010]: Sec. 6. (a) ~~Except as provided in subsection (c); with~~
12 ~~respect to This section applies to~~ property taxes payable under this
13 article on assessments determined for the 2003 assessment date or the
14 assessment date in any later year. The county treasurer ~~may, except as~~
15 ~~provided by section 7 of this chapter,~~ **shall** use a provisional statement
16 under this chapter if the county auditor fails to deliver the abstract for
17 that assessment date to the county treasurer under IC 6-1.1-22-5 before
18 March 16 of the year following the assessment date **(for property**
19 **taxes first due and payable before 2011) or April 1 of the year**
20 **following the assessment date (for property taxes first due and**
21 **payable after 2010). The amount to be billed for each installment**
22 **of the provisional statement is the amount determined under**
23 **section 9 of this chapter.**

24 (b) The county treasurer shall give notice of the provisional
25 statement, including disclosure of the method that is to be used in
26 determining the tax liability to be indicated on the provisional
27 statement, by publication one (1) time:

28 (1) in the form prescribed by the department of local government
29 finance; and

30 (2) in the manner described in IC 6-1.1-22-4(b).

31 The notice may be combined with the notice required under section 10
32 of this chapter.

33 (c) Subsection (a) ~~does not apply if~~ **applies regardless of whether**
34 **the county auditor fails to deliver the abstract as provided in**
35 **IC 6-1.1-22-5(b). Section 7 of this chapter does not apply to this**
36 **section.**

37 (d) This subsection applies after June 30, 2009. Immediately upon
38 determining to use provisional statements under subsection (a), the
39 county treasurer shall give notice of the determination to the county
40 fiscal body (as defined in IC 36-1-2-6).

41 (e) In a county in which an authorizing ordinance is adopted under
42 IC 6-1.1-22-8.1(h), a person may direct the county treasurer to transmit
43 a provisional statement by electronic mail under IC 6-1.1-22-8.1(h).

44 **(f) The department of local government finance may waive the**
45 **requirement under subsection (a) that a provisional statement**
46 **must be used for property taxes first due and payable in a calendar**
47 **year, if:**

48 **(1) the county fiscal body or the county treasurer requests the**
49 **waiver; and**

50 **(2) the department of local government finance determines**
51 **that:**

- 1 **(A) the county will be able to send a property tax statement**
 2 **under IC 6-1.1-22 with a due date that is not later than**
 3 **June 10 of that calendar year; or**
 4 **(B) the failure to send a property tax statement under**
 5 **IC 6-1.1-22 in a timely manner is due to a change by the**
 6 **county in computer software, and the county will be able**
 7 **to send a property tax statement under IC 6-1.1-22 with a**
 8 **due date that is not later than June 10 of that calendar**
 9 **year.**

10 SECTION 3. IC 6-1.1-22.5-7, AS AMENDED BY
 11 P.L.182-2009(ss), SECTION 160, IS AMENDED TO READ AS
 12 FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 7. (a) The county
 13 auditor of a county or fifty (50) property owners in the county may, not
 14 more than five (5) days after the publication of the notice required
 15 under section ~~6(b)~~ or 6.5(f) of this chapter, request in writing that the
 16 department of local government finance waive the use of a provisional
 17 statement under this chapter as to that county for a particular year.

18 (b) With respect to the use of a provisional statement required under
 19 section 6 of this chapter, upon receipt of a request under subsection (a),
 20 the department of local government finance shall give notice of a
 21 hearing concerning the request in the manner provided by IC 5-3-1.
 22 The notice must state:

- 23 (1) the date and time of the hearing;
 24 (2) the location of the hearing, which must be in the county; and
 25 (3) that the purpose of the hearing is to hear:
 26 (A) the request of the county treasurer and county auditor to
 27 waive the requirements of section 6 of this chapter; and
 28 (B) taxpayers' comments regarding that request.

29 (c) After the hearing referred to in subsection (b), the department of
 30 local government finance may waive the use of a provisional statement
 31 under section 6 of this chapter for a particular year as to the county
 32 making the request if the department finds that the petitioners have
 33 presented sufficient evidence to establish that although the abstract
 34 required by IC 6-1.1-22-5 was not delivered in a timely manner:

- 35 (1) the abstract;
 36 (A) was delivered as of the date of the hearing; or
 37 (B) will be delivered not later than a date specified by the
 38 county auditor and county treasurer; and
 39 (2) sufficient time remains or will remain after the date or
 40 anticipated date of delivery of the abstract to:
 41 (A) permit the timely preparation and delivery of property tax
 42 statements in the manner provided by IC 6-1.1-22; and
 43 (B) render the use of a provisional statement under section 6
 44 of this chapter unnecessary.

45 (d) With respect to a determination to use a provisional statement
 46 under section 6.5 of this chapter, upon receipt of a request under
 47 subsection (a), the department of local government finance shall give
 48 notice of a hearing concerning the request in the manner provided by
 49 IC 5-3-1. The notice must state:

- 50 (1) the date and time of the hearing;
 51 (2) the location of the hearing, which must be in the county; and

1 (3) that the purpose of the hearing is to hear:

2 (A) the request of the county treasurer and county auditor to
3 waive the requirements of section 6.5 of this chapter; and

4 (B) taxpayers' comments regarding that request.

5 (e) After the hearing referred to in subsection (d), the department of
6 local government finance may waive the use of a provisional statement
7 under section 6.5 of this chapter for a particular year as to the county
8 making the request if the department finds that the petitioners have
9 presented sufficient evidence to establish that although the property tax
10 rate of one (1) or more cross-county entities with cross-county area in
11 the county was not finally determined before the statement preparation
12 date:

13 (1) that property tax rate:

14 (A) was determined as of the date of the hearing; or

15 (B) will be determined not later than a date specified by the
16 county auditor and county treasurer; and

17 (2) sufficient time remains or will remain after the date or
18 anticipated date of determination of the rate to:

19 (A) permit the timely preparation and delivery of property tax
20 statements in the manner provided by IC 6-1.1-22; and

21 (B) render the use of a provisional statement under section 6.5
22 of this chapter unnecessary.

23 SECTION 4. IC 6-1.1-22.5-8, AS AMENDED BY
24 P.L.182-2009(ss), SECTION 161, IS AMENDED TO READ AS
25 FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 8. (a) Subject to
26 subsection (c), a provisional statement must:

27 (1) be on a form prescribed by the department of local
28 government finance;

29 (2) except as provided in emergency rules adopted under section
30 20 of this chapter and subsection (b):

31 (A) for property taxes **first due and payable after 2010 and**
32 **billed using a provisional statement under section 6 of this**
33 **chapter, indicate:**

34 **(i) that the first installment of the taxpayer's tax liability**
35 **in the is an amount of not more than one hundred percent**
36 **(~~100%~~) equal to fifty percent (50%) of the tax liability that**
37 **was payable in the same year as the assessment date for the**
38 **property for which the provisional statement is issued,**
39 **subject to any adjustments to the tax liability as prescribed**
40 **authorized by the department of local government finance**
41 **under subsection (c) and approved by the county**
42 **treasurer; and**

43 **(ii) that the second installment is either the amount**
44 **specified in a reconciling statement or, if a reconciling**
45 **statement is not sent until after the second installment is**
46 **due, an amount equal to fifty percent (50%) of the tax**
47 **liability that was payable in the same year as the**
48 **assessment date for the property for which the**
49 **provisional statement is issued, subject to any**
50 **adjustments to the tax liability authorized by the**
51 **department of local government finance under**

- 1 **subsection (e) and approved by the county treasurer;** and
 2 (B) for property taxes billed using a provisional statement
 3 under section 6.5 of this chapter, except as provided in
 4 subsection (d), indicate tax liability in an amount determined
 5 by the department of local government finance based on:
 6 (i) subject to subsection (c), for the cross-county entity, the
 7 property tax rate of the cross-county entity for taxes first due
 8 and payable in the immediately preceding calendar year; and
 9 (ii) for all other taxing units that make up the taxing district
 10 or taxing districts that comprise the cross-county area, the
 11 property tax rates of the taxing units for taxes first due and
 12 payable in the current calendar year;
 13 (3) indicate:
 14 (A) that the tax liability under the provisional statement is
 15 determined as described in subdivision (2); and
 16 (B) that property taxes billed on the provisional statement:
 17 (i) are due and payable in the same manner as property taxes
 18 billed on a tax statement under IC 6-1.1-22-8.1; and
 19 (ii) will be credited against a reconciling statement;
 20 (4) for property taxes billed using a provisional statement under
 21 section 6 of this chapter, include a statement in the following or
 22 a substantially similar form, as determined by the department of
 23 local government finance:
 24 "Under Indiana law, _____ County (insert county) has sent
 25 provisional statements. ~~because the county did not complete the~~
 26 ~~abstract of the property, assessments, taxes, deductions, and~~
 27 ~~exemptions for taxes payable in (insert year) in each taxing~~
 28 ~~district before March 16, (insert year). The statement is due to be~~
 29 ~~paid in installments on _____ (insert date) and _____~~
 30 ~~(insert date). The statement is based on _____ percent (____%)~~
 31 ~~(insert percentage) first installment is equal to fifty percent~~
 32 **(50%)** of your tax liability for taxes payable in _____ (insert
 33 year), subject to adjustment to the tax liability ~~as prescribed~~
 34 **authorized** by the department of local government finance and
 35 ~~adjustment for any new construction on your property, or any~~
 36 ~~damage to your property, approved by the county treasurer.~~
 37 **The second installment is either the amount specified in a**
 38 **reconciling statement that will be sent to you, or (if a**
 39 **reconciling statement is not sent until after the second**
 40 **installment is due) an amount equal to fifty percent (50%) of**
 41 **your tax liability for taxes payable in _____ (insert year),**
 42 **subject to adjustment to the tax liability authorized by the**
 43 **department of local government finance and approved by the**
 44 **county treasurer.** After the abstract of property is complete, you
 45 will receive a reconciling statement in the amount of your actual
 46 tax liability for taxes payable in (insert year), minus the amount
 47 you pay under this provisional statement."
 48 (5) for property taxes billed using a provisional statement under
 49 section 6.5 of this chapter, include a statement in the following or
 50 a substantially similar form, as determined by the department of
 51 local government finance:

1 "Under Indiana law, _____ County (insert county) has elected
 2 to send provisional statements for the territory of
 3 _____ (insert cross-county entity) located in
 4 _____ County (insert county) because the property tax rate for
 5 _____ (insert cross-county entity) was not available
 6 in time to prepare final tax statements. The statement is due to be
 7 paid in installments on _____ (insert date) and _____
 8 (insert date). The statement is based on the property tax rate of
 9 _____ (insert cross-county entity) for taxes first
 10 due and payable in _____ (insert immediately preceding calendar
 11 year). After the property tax rate of _____ (insert
 12 cross-county entity) is determined, you will receive a reconciling
 13 statement in the amount of your actual tax liability for taxes
 14 payable in _____ (insert year), minus the amount you pay under
 15 this provisional statement.";

16 **(6) in the case of a reconciling statement only**, indicate liability
 17 for:

- 18 (A) delinquent:
 - 19 (i) taxes; and
 - 20 (ii) special assessments;
- 21 (B) penalties; and
- 22 (C) interest;

23 is allowed to appear on the tax statement under IC 6-1.1-22-8.1
 24 for the first installment of property taxes in the year in which the
 25 provisional tax statement is issued;

26 **(7) in the case of a reconciling statement only**, include:

- 27 (A) a checklist that shows:
 - 28 (i) homestead credits under IC 6-1.1-20.4, IC 6-3.5-6-13, or
 - 29 another law and all property tax deductions; and
 - 30 (ii) whether each homestead credit and property tax
 - 31 deduction was applied in the current provisional statement;
- 32 (B) an explanation of the procedure and deadline that a
- 33 taxpayer must follow and the forms that must be used if a
- 34 credit or deduction has been granted for the property and the
- 35 taxpayer is no longer eligible for the credit or deduction; and
- 36 (C) an explanation of the tax consequences and applicable
- 37 penalties if a taxpayer unlawfully claims a standard deduction
- 38 under IC 6-1.1-12-37 on:
 - 39 (i) more than one (1) parcel of property; or
 - 40 (ii) property that is not the taxpayer's principal place of
 - 41 residence or is otherwise not eligible for a standard
 - 42 deduction; and

43 (8) include any other information the county treasurer requires.

44 (b) This subsection applies to property taxes first due and payable
 45 for assessment dates after January 15, 2009. The county may apply a
 46 standard deduction, supplemental standard deduction, or homestead
 47 credit calculated by the county's property system on a provisional bill
 48 for a qualified property. If a provisional bill has been used for property
 49 tax billings for two (2) consecutive years and a property qualifies for
 50 a standard deduction, supplemental standard deduction, or homestead
 51 credit for the second year a provisional bill is used, the county shall

1 apply the standard deduction, supplemental standard deduction, or
 2 homestead credit calculated by the county's property system on the
 3 provisional bill.

4 (c) For purposes of this section, property taxes that are:

- 5 (1) first due and payable in the current calendar year on a
 6 provisional statement under section 6 or 6.5 of this chapter; and
 7 (2) based on property taxes first due and payable in the
 8 immediately preceding calendar year or on a percentage of those
 9 property taxes;

10 are determined after excluding from the property taxes first due and
 11 payable in the immediately preceding calendar year property taxes
 12 imposed by one (1) or more taxing units in which the tangible property
 13 is located that are attributable to a levy that no longer applies for
 14 property taxes first due and payable in the current calendar year.

15 (d) If there was no property tax rate of the cross-county entity for
 16 taxes first due and payable in the immediately preceding calendar year
 17 for use under subsection (a)(2)(B), the department of local government
 18 finance shall provide an estimated tax rate calculated to approximate
 19 the actual tax rate that will apply when the tax rate is finally
 20 determined.

21 **(e) The department of local government finance shall:**

22 **(1) authorize the types of adjustments to tax liability that a**
 23 **county treasurer may approve under subsection (a)(2)(A)**
 24 **including:**

25 **(A) adjustments for any new construction on the property**
 26 **or any damage to the property; and**

27 **(B) any necessary adjustments for credits, deductions, or**
 28 **local option income taxes; and**

29 **(2) notify county treasurers in writing of the types of**
 30 **adjustments authorized under subdivision (1).**

31 SECTION 5. IC 6-1.1-22.5-9, AS AMENDED BY P.L.87-2009,
 32 SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 33 JULY 1, 2010]: Sec. 9. (a) Except as provided in ~~subsections (b) and~~
 34 ~~(c) and~~ section ~~12~~ **12(b)** of this chapter, property taxes billed on a
 35 provisional statement are due in two (2) equal installments on May 10
 36 and November 10 of the year following the assessment date covered by
 37 the provisional statement.

38 ~~(b) If in a county the notices of general reassessment under~~
 39 ~~IC 6-1.1-4-4 or notices of assessment under IC 6-1.1-4-4.5 for an~~
 40 ~~assessment date in a calendar year are given to the taxpayers in the~~
 41 ~~county after March 26 of the immediately succeeding calendar year, the~~
 42 ~~property taxes that would otherwise be due under subsection (a) on~~
 43 ~~May 10 of the immediately succeeding calendar year are due on the~~
 44 ~~later of:~~

45 ~~(1) May 10 of the immediately succeeding calendar year; or~~

46 ~~(2) forty-five (45) days after the mailing or transmittal of~~
 47 ~~provisional statements.~~

48 ~~(c) If subsection (b) applies, the property taxes that would otherwise~~
 49 ~~be due under subsection (a) on November 10 of the immediately~~
 50 ~~succeeding calendar year referred to in subsection (b) are due on the~~
 51 ~~later of:~~

1 (1) November 10 of the immediately succeeding calendar year; or
 2 (2) a date determined by the county treasurer that is not later than
 3 December 31 of the immediately succeeding calendar year.

4 **(b) The county treasurer may mail or transmit the provisional**
 5 **statement one (1) time each year at least fifteen (15) days before**
 6 **the date on which the first installment is due under subsection (a)**
 7 **in the manner provided in IC 6-1.1-22-8.1, regardless of whether**
 8 **the notice required under section 6(b) of this chapter has been**
 9 **published.**

10 **(c) This subsection applies to a provisional statement issued**
 11 **under section 6 of this chapter. Except when the second installment**
 12 **of a provisional statement is replaced by a final reconciling**
 13 **statement providing for taxes to be due on November 10, the**
 14 **amount of tax due for each installment of a provisional statement**
 15 **issued for a year after 2010 is fifty percent (50%) of the tax that**
 16 **was due for the immediately preceding year under IC 6-1.1-22**
 17 **subject to any adjustments to the tax liability as prescribed by the**
 18 **department of local government finance. If no bill was issued in the**
 19 **prior year, the provisional bill shall be based on the amount that**
 20 **would have been due if a provisional tax statement had been issued**
 21 **for the immediately preceding year. The department of local**
 22 **government finance may prescribe standards to implement this**
 23 **subsection, including a method of calculating the taxes due when**
 24 **an abstract or other information is not complete.**

25 (d) This subsection applies only if a provisional statement for
 26 payment of property taxes and special assessments by electronic mail
 27 is transmitted to a person under IC 6-1.1-22-8.1(h). If a response to the
 28 transmission of electronic mail to a person indicates that the electronic
 29 mail was not received, the county treasurer shall mail to the person a
 30 hard copy of the provisional statement in the manner required by this
 31 chapter for persons who do not opt to receive statements by electronic
 32 mail. The due date for the property taxes and special assessments under
 33 a provisional statement mailed to a person under this subsection is the
 34 due date indicated in the statement transmitted to the person by
 35 electronic mail.

36 SECTION 6. IC 6-1.1-22.5-14 IS AMENDED TO READ AS
 37 FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 14. **(a) Subject to**
 38 **subsection (b)**, not later than fifty-one (51) days after the due date of
 39 a provisional or reconciling statement under this chapter, the county
 40 auditor shall:

- 41 (1) file with the auditor of state a report of settlement; and
 42 (2) distribute tax collections to the appropriate taxing units.

43 **(b) The county treasurer shall:**

- 44 **(1) place in a separate account in the county general fund**
 45 **penalties collected as a result of late payments on statements**
 46 **issued under this chapter for the payment of property taxes;**
 47 **(2) use the account only to defray the costs of mailing or**
 48 **transmission of statements under this chapter; and**
 49 **(3) deposit additional funds, if any, remaining in the account**
 50 **after the payment of costs of mailing or transmission of**
 51 **statements under this chapter in the county's property**

1 **reassessment fund established under IC 6-1.1-4-27.5.**

2 SECTION 7. IC 6-1.1-27-1 IS AMENDED TO READ AS
 3 FOLLOWS [EFFECTIVE JULY 1, 2010]: Sec. 1. (a) On or before June
 4 20th and December 20th of each year, the county auditor and the
 5 county treasurer shall meet in the office of the county auditor. Before
 6 each semi-annual meeting, the county auditor shall complete an audit
 7 of the county treasurer's monthly reports required under IC 36-2-10-16.

8 In addition, the county auditor shall:

9 (1) prepare a certificate of settlement on the form prescribed by
 10 the state board of accounts; and

11 (2) deliver the certificate of settlement to the county treasurer at
 12 least two (2) days before each semi-annual meeting.

13 (b) If any county treasurer or auditor refuses, neglects, or fails to
 14 distribute tax money due to a **tax taxing** unit on or before:

15 **(1) the fifty-first day immediately following each property tax due**
 16 **date under IC 6-1.1-22-9 or IC 6-1.1-37-10, whichever applies; or**

17 **(2) the deadline for a distribution requested under**
 18 **IC 5-13-6-3;**

19 the county treasurer and auditor shall pay to the taxing unit from the
 20 county general fund interest on the taxing unit's undistributed tax
 21 money if the county treasurer and auditor invest undistributed tax
 22 money in an interest bearing investment.

23 **(c) The amount of interest to be paid if subsection (b)(1) applies**
 24 **equals the taxing unit's proportionate share of the actual amount of**
 25 **interest which is received from investments of the undistributed tax**
 26 **money from the fifty-second day immediately following the property**
 27 **tax due date under IC 6-1.1-22-9 or IC 6-1.1-37-10, whichever applies,**
 28 **to the date that the tax money is distributed.**

29 **(d) The amount of interest to be paid if subsection (b)(2) applies**
 30 **equals the taxing unit's proportionate share of the actual amount**
 31 **of interest that is received from investments of the undistributed**
 32 **tax money from the date the county treasurer receives the taxing**
 33 **unit's request for funds under IC 5-13-6-3(b) to the date the tax**
 34 **money is distributed.**

(Reference is to EHB 1059 as reprinted February 24, 2010.)

Conference Committee Report
on
Engrossed House Bill 1059

Signed by:

Representative VanDenburgh
Chairperson

Senator Kenley

Representative Dermody

Senator Tallian

House Conferees

Senate Conferees