

Adopted	Rejected
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COMMITTEE REPORT

YES:	9
NO:	0

MR. SPEAKER:

*Your Committee on Commerce, Small Business and Economic Development, to which was referred Senate Bill 585, 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:*

- 1 Page 2, between lines 2 and 3, begin a new paragraph and insert:
- 2 "SECTION 2. IC 36-7-32-6.5, AS ADDED BY P.L.199-2005,
- 3 SECTION 38, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 4 JULY 1, 2011]: Sec. 6.5. As used in this chapter, "gross retail
- 5 incremental amount" means the remainder of:
- 6 (1) the aggregate amount of state gross retail and use taxes that
- 7 are remitted under IC 6-2.5 by businesses operating in the
- 8 territory comprising a certified technology park during a state
- 9 fiscal year; minus
- 10 (2) the gross retail base period amount;
- 11 as determined by the department of state revenue. **However, the gross**
- 12 **retail incremental amount may be temporarily increased as**
- 13 **provided in section 10.5 of this chapter."**

1 Page 2, between lines 27 and 28, begin a new paragraph and insert:
 2 "SECTION 4. IC 36-7-32-8.5, AS ADDED BY P.L.199-2005,
 3 SECTION 39, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 4 JULY 1, 2011]: Sec. 8.5. As used in this chapter, "income tax
 5 incremental amount" means the remainder of:

6 (1) the total amount of state adjusted gross income taxes, county
 7 adjusted gross income tax, county option income taxes, and
 8 county economic development income taxes paid by employees
 9 employed in the territory comprising the certified technology park
 10 with respect to wages and salary earned for work in the territory
 11 comprising the certified technology park for a particular state
 12 fiscal year; minus

13 (2) the sum of the:

14 (A) income tax base period amount; and
 15 (B) tax credits awarded by the economic development for a
 16 growing economy board under IC 6-3.1-13 to businesses
 17 operating in a certified technology park as the result of wages
 18 earned for work in the certified technology park for the state
 19 fiscal year;

20 as determined by the department of state revenue. **However, the**
 21 **income tax incremental amount may be temporarily increased as**
 22 **provided in section 10.5 of this chapter."**

23 Page 3, between lines 38 and 39, begin a new paragraph and insert:
 24 "SECTION 6. IC 36-7-32-10.5 IS ADDED TO THE INDIANA
 25 CODE AS A NEW SECTION TO READ AS FOLLOWS
 26 [EFFECTIVE JULY 1, 2011]: **Sec. 10.5. (a) The gross retail**
 27 **incremental amount and the income tax incremental amount shall**
 28 **be temporarily increased if the Indiana economic development**
 29 **corporation finds that a business:**

30 (1) **was located in the certified technology park on the date**
 31 **that the certified technology park was designated under**
 32 **section 11 of this chapter;**

33 (2) **successfully grew its business within the certified**
 34 **technology park; and**

35 (3) **subsequently relocated within the county in which the**
 36 **certified technology park is located but outside the territory**
 37 **of the certified technology park, and this relocation**
 38 **contributed to:**

1 **(A) the gross retail base period amount being greater than**
2 **the gross retail incremental amount; and**
3 **(B) the gross income tax base period amount being greater**
4 **than the income tax incremental amount;**
5 **for the certified technology park.**

6 **(b) The amount of the temporary increase in the gross retail**
7 **incremental amount and the income tax incremental amount is**
8 **equal to that part of the gross retail incremental amount and the**
9 **income tax incremental amount attributable to the business in the**
10 **last state fiscal year before its relocation multiplied by the**
11 **following:**

12 **(1) Eighty percent (80%) for the first year following the**
13 **relocation.**

14 **(2) Sixty percent (60%) for the second year following the**
15 **relocation.**

16 **(3) Forty percent (40%) for the third year following the**
17 **relocation.**

18 **(4) Twenty percent (20%) for the fourth year following the**
19 **relocation.**

20 **After the fourth year following the relocation, the gross retail**
21 **incremental amount and the income tax incremental amount is the**
22 **amount determined without regard to this section.**

23 **(c) The Indiana economic development corporation shall**
24 **provide the unit and department of state revenue a written**
25 **confirmation of its findings. Not later than sixty (60) days after**
26 **receiving a copy of the confirmation, the department of state**
27 **revenue shall determine the gross retail incremental amount and**

1 **the income tax incremental amount to be used after applying the**
2 **temporary increase."**

3 Renumber all SECTIONS consecutively.
 (Reference is to SB 585 as printed February 16, 2011.)

and when so amended that said bill do pass.

Representative Stemler