

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 589 be amended to read as follows:

- 1 Page 25, delete lines 6 through 16, begin a new paragraph and
2 insert:
3 "SECTION 8. IC 6-3-2-1 IS AMENDED TO READ AS FOLLOWS
4 [EFFECTIVE JANUARY 1, 2012]: Sec. 1. (a) Each taxable year, a tax
5 at the rate of three and four-tenths percent (3.4%) of adjusted gross
6 income is imposed upon the adjusted gross income of every resident
7 person, and on that part of the adjusted gross income derived from
8 sources within Indiana of every nonresident person.
9 (b) Except as provided in section 1.5 of this chapter, each taxable
10 year, a tax at the **following** rate ~~of eight and five-tenths percent (8.5%)~~
11 ~~of adjusted gross income~~ is imposed on that part of the adjusted gross
12 income derived from sources within Indiana of every corporation:
13 **(1) Except as provided in subdivision (2), a rate of eight and**
14 **five-tenths percent (8.5%).**
15 **(2) A rate of six and five-tenths percent (6.5%), for taxable**
16 **years beginning after December 31 of the calendar year in**
17 **which a federal law requiring remote sellers to collect and**
18 **remit use taxes with respect to remote sales sourced to**
19 **Indiana first takes effect.**
20 (c) **If a federal law described in subsection (b)(2) requiring**
21 **remote sellers to collect and remit use taxes with respect to remote**
22 **sales sourced to Indiana takes effect, the department shall publish**
23 **in the Indiana Register a notice specifying the date on which the**
24 **rate of six and five-tenths percent (6.5%) takes effect as provided**

- 1 **under subsection (b)."**
- 2 Page 62, line 10, delete "IC 6-3-2-1,".
- 3 Page 62, delete lines 18 through 39.
- 4 Renumber all SECTIONS consecutively.
(Reference is to SB 589 as printed February 18, 2011.)

Senator BRODEN