

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Tax and Fiscal Policy, to which was referred Senate Bill No. 222, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, delete lines 1 through 17, begin a new paragraph and insert:
2 "SECTION 1. IC 6-3.1-26-8, AS AMENDED BY P.L.137-2006,
3 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
4 JANUARY 1, 2012]: Sec. 8. (a) As used in this chapter, "qualified
5 investment" means the amount of the taxpayer's expenditures in Indiana
6 for:
7 (1) the purchase of new telecommunications, production,
8 manufacturing, fabrication, assembly, extraction, mining,
9 processing, refining, finishing, distribution, transportation, or
10 logistical distribution equipment;
11 (2) the purchase of new computers and related equipment;
12 (3) costs associated with the modernization of existing
13 telecommunications, production, manufacturing, fabrication,
14 assembly, extraction, mining, processing, refining, finishing,
15 distribution, transportation, or logistical distribution facilities;
16 (4) onsite infrastructure improvements;
17 (5) the construction of new telecommunications, production,
18 manufacturing, fabrication, assembly, extraction, mining,
19 processing, refining, finishing, distribution, transportation, or
20 logistical distribution facilities;
21 (6) costs associated with retooling existing machinery and

- 1 equipment;
- 2 (7) costs associated with the construction of special purpose
- 3 buildings and foundations for use in the computer, software,
- 4 biological sciences, or telecommunications industry; ~~and~~
- 5 (8) costs associated with the purchase of machinery, equipment,
- 6 or special purpose buildings used to make motion pictures or
- 7 audio productions; **and**
- 8 **(9) costs associated with implementing a homeland security**
- 9 **measure to comply with federal homeland security**
- 10 **recommendations or requirements, limited to:**
- 11 **(A) gates, fencing, and checkpoints;**
- 12 **(B) tank and grain elevator access restrictions;**
- 13 **(C) tunnel emergency access restrictions;**
- 14 **(D) security alarms;**
- 15 **(E) lighting and motion sensors;**
- 16 **(F) heavy duty locks;**
- 17 **(G) valve locks for anhydrous ammonia nurse tanks; and**
- 18 **(H) employee security training;**

19 that are certified by the corporation under this chapter as being eligible

20 for the credit under this chapter.

21 (b) The term does not include property that can be readily moved

22 outside Indiana.

23 SECTION 2. IC 6-3.1-26-26, AS AMENDED BY P.L.182-2009(ss),

24 SECTION 202, IS AMENDED TO READ AS FOLLOWS

25 [EFFECTIVE JANUARY 1, 2012]: Sec. 26. (a) This chapter applies to

26 taxable years beginning after December 31, 2003.

27 (b) Notwithstanding the other provisions of this chapter, the

28 corporation may not approve a credit for a qualified investment made

29 after December 31, 2013. **In addition, the amount of the total credits**

30 **that may be approved by the corporation for a year for all**

31 **qualified investments made after December 31, 2011, may not**

32 **exceed ten million dollars (\$10,000,000) per year.** However, this

33 section may not be construed to prevent a taxpayer from carrying an

34 unused tax credit attributable to a qualified investment made before

- 1 January 1, 2014, forward to a taxable year beginning after December
- 2 31, 2013, in the manner provided by section 15 of this chapter."
- 3 Delete pages 2 through 9.
(Reference is to SB 222 as printed February 1, 2011.)

and when so amended that said bill do pass .

Committee Vote: Yeas 8, Nays 2.

Senator Hershman, Chairperson