

SENATE MOTION

MADAM PRESIDENT:

I move that Senate Bill 321 be amended to read as follows:

1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:

3 "SECTION 1. IC 6-2.5-10-1, AS AMENDED BY P.L.229-2011,
4 SECTION 82, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
5 JULY 1, 2012]: Sec. 1. (a) The department shall account for all state
6 gross retail and use taxes that it collects.

7 (b) The department shall deposit those collections in the following
8 manner:

9 (1) Ninety-nine and ~~eight~~ **one** hundred ~~forty-eight~~ **seventy-eight**
10 thousandths percent (~~99.848%~~) (**99.178%**) of the collections shall
11 be paid into the state general fund.

12 (2) Twenty-nine thousandths of one percent (0.029%) of the
13 collections shall be deposited into the industrial rail service fund
14 established under IC 8-3-1.7-2.

15 (3) One hundred twenty-three thousandths of one percent
16 (0.123%) of the collections shall be deposited into the commuter
17 rail service fund established under IC 8-3-1.5-20.5.

18 **(4) Sixty-seven hundredths of one percent (0.67%) shall be**
19 **paid into the state general fund and distributed monthly to**
20 **each county and to each city or town as provided in**
21 **IC 8-14-2-4.5."**

22 Page 4, between lines 29 and 30, begin a new paragraph and insert:

23 "SECTION 3. IC 8-14-2-4.5 IS ADDED TO THE INDIANA CODE
24 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
25 1, 2012]: **Sec. 4.5. (a) Each month the auditor of state shall**
26 **distribute to counties in Indiana the amounts deposited under**
27 **IC 6-2.5-10-1(b)(4) during the previous month. The amount each**
28 **county is entitled to receive each month (to be suballocated to the**
29 **county and to each city and town in the county) is equal to:**

30 **(1) the result of:**

- 1 (A) the total county road mileage and city and town street
- 2 mileage within the county; divided by
- 3 (B) the total county road mileage and city and town street
- 4 mileage within Indiana; multiplied by
- 5 (2) the amount deposited under IC 6-2.5-10-1(b)(4) during the
- 6 previous month.
- 7 (b) The auditor of state shall further determine the
- 8 suballocation among a county and the cities and towns within the
- 9 county as follows:
- 10 (1) The amount each city or town within the county is entitled
- 11 to receive each month is equal to:
- 12 (A) the result of:
- 13 (i) the total street mileage in the county that is within the
- 14 city or town; divided by
- 15 (ii) the total county road mileage and city and street
- 16 mileage within the county; multiplied by
- 17 (B) the amount distributed to the county for the month
- 18 under subsection (a).
- 19 (2) The amount the county is entitled to receive is equal to:
- 20 (A) the amount distributed to the county for the month
- 21 under subsection (a); minus
- 22 (B) the amounts distributed to cities and towns in the
- 23 county under subdivision (1).
- 24 (c) Amounts distributed under this section may be used by
- 25 counties, cities, and towns only for the same purposes for which
- 26 money from the local road and street account may be used by
- 27 counties, cities, and towns under section 5 of this chapter."
- 28 Renumber all SECTIONS consecutively.
- (Reference is to SB 321 as printed January 26, 2012.)

Senator SKINNER