

Adopted	Rejected
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COMMITTEE REPORT

YES:	11
NO:	0

MR. SPEAKER:

*Your Committee on Roads and Transportation, to which was referred House Bill 1324, 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 3, between lines 16 and 17, begin a new paragraph and insert:
- 2 "SECTION 3. IC 6-2.5-5-27 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 27. **(a) Except as**
- 4 **provided in subsection (b)**, transactions involving tangible personal
- 5 property and services are exempt from the state gross retail tax, if the
- 6 person acquiring the property or service directly uses or consumes it in
- 7 providing public transportation for persons or property.
- 8 **(b) A transaction involving alternative fuel (as defined by**
- 9 **IC 6-6-2.5-1) acquired:**
- 10 **(1) after December 31, 2013, and before January 1, 2017; and**
- 11 **(2) to fuel a motor vehicle used in providing public**
- 12 **transportation for persons or property;**
- 13 **is not exempt from the state gross retail tax.**
- 14 SECTION 4. IC 6-2.5-7-2.5 IS AMENDED TO READ AS
- 15 FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2.5. **(a) This section**
- 16 **does not apply to alternative fuel (as defined by IC 6-6-2.5-1)**

- 1 **dispensed after December 31, 2013, and before January 1, 2017.**
- 2 **(b)** A retail merchant may designate any metered pumps at a
 3 business location that dispense special fuel as being "for trucks only".
 4 To do this, a retail merchant must place on the pump a sign that states
 5 that fuel dispensed from the metered pump may only be placed in the
 6 fuel supply tanks of a truck. A sign that reads "TRUCKS ONLY" is
 7 sufficient to meet the requirements of this subsection.
- 8 ~~(b)~~ **(c)** A retail merchant may not dispense special fuel from a
 9 metered pump that is designated for trucks only into the supply tank of
 10 a vehicle that is not a truck.
- 11 ~~(c)~~ **(d)** A retail merchant is not required to display the total price per
 12 unit of the special fuel on a metered pump if that particular metered
 13 pump is designated for trucks only.
- 14 ~~(d)~~ **(e)** A retail merchant may advertise special fuel at a price that
 15 does not include gross retail taxes that may be due on the sale of the
 16 special fuel only if ~~he~~ **the retail merchant** maintains a metered pump
 17 that is designated for trucks only. If a retail merchant advertises special
 18 fuel at a price that does not include any gross retail taxes that may be
 19 due on the sale of the special fuel, the retail merchant must display in
 20 easily read lettering above or below the advertised price the words
 21 "EXEMPT TRUCKS ONLY".
- 22 Page 6, line 4, delete "natural gas" and insert "**alternative fuel**".
 23 Re-number all SECTIONS consecutively.
 (Reference is to HB 1324 as introduced.)

and when so amended that said bill do pass.

Representative Soliday