

# SENATE BILL No. 166

---

## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 6-1.1-12-15.5; IC 6-6-5.

**Synopsis:** Vehicle excise tax credit for certain veterans. Allows certain disabled veterans, surviving spouses of certain disabled veterans, and World War I veterans or their surviving spouses to claim a credit against the annual motor vehicle excise tax regardless of whether the veteran or surviving spouse owns or is buying other real or personal property against which the veteran or surviving spouse may claim a property tax deduction for disabled veterans, surviving spouses of disabled veterans, or World War I veterans or their surviving spouses.

**Effective:** July 1, 2013.

---

---

### Glick

---

---

January 7, 2013, read first time and referred to Committee on Homeland Security, Transportation and Veterans Affairs.

---

---

C  
o  
p  
y



First Regular Session 118th General Assembly (2013)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2012 Regular Session of the General Assembly.

C  
o  
p  
y

# SENATE BILL No. 166



A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 6-1.1-12-15.5 IS ADDED TO THE INDIANA  
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2013]: **Sec. 15.5. (a) If:**  
4 **(1) an individual fails to qualify for the deduction provided by**  
5 **section 13, 14, or 16 of this chapter only because the**  
6 **individual:**  
7 **(A) does not own tangible property;**  
8 **(B) is not buying real property, a mobile home not assessed**  
9 **as real property, or a manufactured home not assessed as**  
10 **real property under a contract that provides that the**  
11 **individual is to pay property taxes on the real property,**  
12 **mobile home, or manufactured home; or**  
13 **(C) is buying real property, a mobile home not assessed as**  
14 **real property, or a manufactured home not assessed as real**  
15 **property under a contract that provides that the individual**  
16 **is to pay property taxes on the real property, mobile home,**  
17 **or manufactured home, but the contract or a**



1 memorandum of the contract is not recorded in the county  
 2 recorder's office; and  
 3 (2) the individual desires to claim the credit against the  
 4 annual license excise tax provided by IC 6-6-5-5.7;  
 5 the individual must file a statement with the auditor of the county  
 6 in which the individual resides. The statement must be filed during  
 7 the year for which the individual desires to claim the credit. The  
 8 statement must contain a sworn declaration that the individual is  
 9 entitled to the credit.  
 10 (b) If:  
 11 (1) an individual fails to qualify for the deduction provided by  
 12 section 17.4 of this chapter only because the individual:  
 13 (A) does not own real property, a mobile home not assessed  
 14 as real property, or a manufactured home not assessed as  
 15 real property;  
 16 (B) is not buying real property, a mobile home not assessed  
 17 as real property, or a manufactured home not assessed as  
 18 real property under a contract that provides that the  
 19 individual is to pay property taxes on the real property,  
 20 mobile home, or manufactured home; or  
 21 (C) is buying real property, a mobile home not assessed as  
 22 real property, or a manufactured home not assessed as real  
 23 property under a contract that provides that the individual  
 24 is to pay property taxes on the real property, mobile home,  
 25 or manufactured home, but the contract or a  
 26 memorandum of the contract is not recorded in the county  
 27 recorder's office; and  
 28 (2) the individual desires to claim the credit against the  
 29 annual license excise tax provided by IC 6-6-5-5.7;  
 30 the individual must file a statement with the auditor of the county  
 31 in which the individual resides. The statement must be filed during  
 32 the year for which the individual desires to claim the credit. The  
 33 statement must contain a sworn declaration that the individual is  
 34 entitled to the credit.  
 35 (c) An individual who has filed a statement under subsection (a)  
 36 or (b), who receives a credit under IC 6-6-5-5.7 in a particular  
 37 year, and who remains eligible in the following year is not required  
 38 to file another statement to apply for the credit in a subsequent  
 39 year.  
 40 SECTION 2. IC 6-6-5-5 IS AMENDED TO READ AS FOLLOWS  
 41 [EFFECTIVE JULY 1, 2013]: Sec. 5. (a) The amount of tax imposed  
 42 by this chapter shall be based upon the classification of the vehicle, as

COPY



1 provided in section 4 of this chapter, and the age of the vehicle, in  
2 accordance with the schedule set out in subsection (b) or (c). ~~or (d)~~.

3 (b) A person who owns a vehicle and who is entitled to a property  
4 tax deduction under IC 6-1.1-12-13, IC 6-1.1-12-14, IC 6-1.1-12-16, or  
5 IC 6-1.1-12-17.4 is entitled to a credit against the annual license excise  
6 tax as follows: Any remaining deduction from assessed valuation to  
7 which the person is entitled, applicable to property taxes payable in the  
8 year in which the excise tax imposed by this chapter is due, after  
9 allowance of the deduction on real estate and personal property owned  
10 by the person, shall reduce the annual excise tax in the amount of two  
11 dollars (\$2) on each one hundred dollars (\$100) of taxable value or  
12 major portion thereof. The county auditor shall, upon request, furnish  
13 a certified statement to the person verifying the credit allowable under  
14 this section and the statement shall be presented to and retained by the  
15 bureau to support the credit.

16 (c) (b) After January 1, 1996, the tax schedule is as follows:

17	Year of					
18	Manufacture	I	II	III	IV	V
19	1st	\$12	\$36	\$50	\$50	\$66
20	2nd	12	30	50	50	57
21	3rd	12	27	42	50	50
22	4th	12	24	33	50	50
23	5th	12	18	24	48	50
24	6th	12	12	18	36	50
25	7th	12	12	12	24	42
26	8th	12	12	12	18	24
27	9th	12	12	12	12	12
28	10th	12	12	12	12	12
29	and thereafter					
30	Year of					
31	Manufacture	VI	VII	VIII	IX	X
32	1st	\$84	\$103	\$123	\$150	\$172
33	2nd	74	92	110	134	149
34	3rd	63	77	93	115	130
35	4th	52	64	78	98	112
36	5th	50	52	64	82	96
37	6th	50	50	50	65	79
38	7th	49	50	50	52	65
39	8th	30	40	50	50	53
40	9th	18	21	34	40	50
41	10th	12	12	12	12	12
42	and thereafter					



C  
o  
p  
y

1	Year of					
2	Manufacture	XI	XII	XIII	XIV	XV
3	1st	\$207	\$250	\$300	\$350	\$406
4	2nd	179	217	260	304	353
5	3rd	156	189	225	265	307
6	4th	135	163	184	228	257
7	5th	115	139	150	195	210
8	6th	94	114	121	160	169
9	7th	78	94	96	132	134
10	8th	64	65	65	91	91
11	9th	50	50	50	50	50
12	10th	21	26	30	36	42
13	and thereafter					
14	Year of					
15	Manufacture	XVI	XVII			
16	1st	\$469	\$532			
17	2nd	407	461			
18	3rd	355	398			
19	4th	306	347			
20	5th	261	296			
21	6th	214	242			
22	7th	177	192			
23	8th	129	129			
24	9th	63	63			
25	10th	49	50			
26	and thereafter.					

(c) Every vehicle shall be taxed as a vehicle in its first year of manufacture throughout the calendar year in which vehicles of that make and model are first offered for sale in Indiana, except that a vehicle of a make and model first offered for sale in Indiana after August 1 of any year shall continue to be taxed as a vehicle in its first year of manufacture until the end of the calendar year following the year in which it is first offered for sale. Thereafter, the vehicle shall be considered to have aged one (1) year as of January 1 of each year.

SECTION 3. IC 6-6-5-5.7 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 5.7. (a) The following definitions apply throughout this section:**

**(1) "Eligible veteran or surviving spouse" means any of the following:**

**(A) A World War I veteran who is a resident of Indiana.**

**(B) An individual described in subdivision (2), (3), or (4).**



C  
o  
p  
y

- 1 (2) "Partially disabled veteran" means an individual:  
 2 (A) who meets the conditions specified in  
 3 IC 6-1.1-12-13(a)(1) through IC 6-1.1-12-13(a)(3); and  
 4 (B) whose disability is evidenced by:  
 5 (i) a pension certificate, an award of compensation, or a  
 6 disability compensation check issued by the United  
 7 States Department of Veterans Affairs; or  
 8 (ii) a certificate of eligibility issued to the individual by  
 9 the Indiana department of veterans' affairs after the  
 10 Indiana department of veterans' affairs has determined  
 11 that the individual meets the conditions specified in  
 12 clause (A).  
 13 (3) "Surviving spouse" means a surviving spouse:  
 14 (A) whose deceased spouse is described by subdivision (2)  
 15 or (4) at the time of the deceased spouse's death; or  
 16 (B) who is described in IC 6-1.1-12-16(a)(1) and  
 17 IC 6-1.1-12-16(a)(2).  
 18 (4) "Totally disabled veteran" means an individual:  
 19 (A) who meets the conditions specified in  
 20 IC 6-1.1-12-14(a)(1) through IC 6-1.1-12-14(a)(3); and  
 21 (B) whose disability is evidenced by:  
 22 (i) a pension certificate, an award of compensation, or a  
 23 disability compensation check issued by the United  
 24 States Department of Veterans Affairs; or  
 25 (ii) a certificate of eligibility issued to the individual by  
 26 the Indiana department of veterans' affairs after the  
 27 Indiana department of veterans' affairs has determined  
 28 that the individual meets the conditions specified in  
 29 clause (A).  
 30 (b) Each year, an eligible veteran or surviving spouse who owns  
 31 a vehicle is entitled to a credit against the annual license excise tax  
 32 in an amount determined in STEP FOUR of the following STEPS:  
 33 STEP ONE: Determine the applicable maximum property tax  
 34 deduction from among the following:  
 35 (A) If an eligible veteran or surviving spouse is a World  
 36 War I veteran who is a resident of Indiana, the result of  
 37 this STEP is the amount of the deduction specified in  
 38 IC 6-1.1-12-17.4(a).  
 39 (B) If an eligible veteran or surviving spouse is a partially  
 40 disabled veteran or the surviving spouse of a partially  
 41 disabled veteran, the result of this STEP is the amount of  
 42 the deduction specified in IC 6-1.1-12-13(a).

C  
O  
P  
Y

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

**(C) If an eligible veteran or surviving spouse is a surviving spouse described in subsection (a)(3)(B), the result of this STEP is the amount of the deduction specified in IC 6-1.1-12-16(a).**

**(D) If an eligible veteran or surviving spouse is a totally disabled veteran or the surviving spouse of a totally disabled veteran, the result of this STEP is the amount of the deduction specified in IC 6-1.1-12-14(a).**

**STEP TWO: Determine the amount of the property tax deduction that the eligible veteran or surviving spouse is actually claiming for the year under IC 6-1.1-12-13, IC 6-1.1-12-14, IC 6-1.1-12-16, or IC 6-1.1-12-17.4, as applicable.**

**STEP THREE: Determine:**

- (A) the STEP ONE result; minus**
- (B) the STEP TWO result.**

**STEP FOUR: Multiply:**

- (A) the STEP THREE result; by**
- (B) two percent (2%);**

**rounding the result to the nearest dollar.**

**(c) The county auditor shall, upon request, furnish a certified statement to the person verifying the credit allowable under this section and the statement shall be presented to and retained by the bureau to support the credit.**

C  
o  
p  
y

