

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1072 be amended to read as follows:

- 1 Page 43, between lines 15 and 16, begin a new paragraph and insert:
- 2 "SECTION 40. IC 6-3-1-3.5, AS AMENDED BY P.L.229-2011,
- 3 SECTION 83, AS AMENDED BY P.L.171-2011, SECTION 4, AND
- 4 AS AMENDED BY P.L.172-2011, SECTION 53, IS CORRECTED
- 5 AND AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 6 JANUARY 1, 2011 (RETROACTIVE)]: Sec. 3.5. When used in this
- 7 article, the term "adjusted gross income" shall mean the following:
- 8 (a) In the case of all individuals, "adjusted gross income" (as
- 9 defined in Section 62 of the Internal Revenue Code), modified as
- 10 follows:
- 11 (1) Subtract income that is exempt from taxation under this article
- 12 by the Constitution and statutes of the United States.
- 13 (2) Add an amount equal to any deduction or deductions allowed
- 14 or allowable pursuant to Section 62 of the Internal Revenue Code
- 15 for taxes based on or measured by income and levied at the state
- 16 level by any state of the United States.
- 17 (3) Subtract one thousand dollars (\$1,000), or in the case of a
- 18 joint return filed by a husband and wife, subtract for each spouse
- 19 one thousand dollars (\$1,000).
- 20 (4) Subtract one thousand dollars (\$1,000) for:
- 21 (A) each of the exemptions provided by Section 151(c) of the
- 22 Internal Revenue Code;
- 23 (B) each additional amount allowable under Section 63(f) of
- 24 the Internal Revenue Code; and

- 1 (C) the spouse of the taxpayer if a separate return is made by
 2 the taxpayer and if the spouse, for the calendar year in which
 3 the taxable year of the taxpayer begins, has no gross income
 4 and is not the dependent of another taxpayer.
- 5 (5) Subtract:
- 6 (A) *for taxable years beginning after December 31, 2004*, one
 7 thousand five hundred dollars (\$1,500) for each of the
 8 exemptions allowed under Section 151(c)(1)(B) of the Internal
 9 Revenue Code (as effective January 1, 2004); and
 10 (B) five hundred dollars (\$500) for each additional amount
 11 allowable under Section 63(f)(1) of the Internal Revenue Code
 12 if the adjusted gross income of the taxpayer, or the taxpayer
 13 and the taxpayer's spouse in the case of a joint return, is less
 14 than forty thousand dollars (\$40,000).
- 15 This amount is in addition to the amount subtracted under
 16 subdivision (4).
- 17 (6) Subtract an amount equal to the lesser of:
- 18 (A) that part of the individual's adjusted gross income (as
 19 defined in Section 62 of the Internal Revenue Code) for that
 20 taxable year that is subject to a tax that is imposed by a
 21 political subdivision of another state and that is imposed on or
 22 measured by income; or
 23 (B) two thousand dollars (\$2,000).
- 24 (7) Add an amount equal to the total capital gain portion of a
 25 lump sum distribution (as defined in Section 402(e)(4)(D) of the
 26 Internal Revenue Code) if the lump sum distribution is received
 27 by the individual during the taxable year and if the capital gain
 28 portion of the distribution is taxed in the manner provided in
 29 Section 402 of the Internal Revenue Code.
- 30 (8) Subtract any amounts included in federal adjusted gross
 31 income under Section 111 of the Internal Revenue Code as a
 32 recovery of items previously deducted as an itemized deduction
 33 from adjusted gross income.
- 34 (9) Subtract any amounts included in federal adjusted gross
 35 income under the Internal Revenue Code which amounts were
 36 received by the individual as supplemental railroad retirement
 37 annuities under 45 U.S.C. 231 and which are not deductible under
 38 subdivision (1).
- 39 ~~(10) Add an amount equal to the deduction allowed under Section~~
 40 ~~221 of the Internal Revenue Code for married couples filing joint~~
 41 ~~returns if the taxable year began before January 1, 1987.~~
- 42 ~~(11) Add an amount equal to the interest excluded from federal~~
 43 ~~gross income by the individual for the taxable year under Section~~
 44 ~~128 of the Internal Revenue Code if the taxable year began before~~
 45 ~~January 1, 1985.~~
- 46 ~~(12) (10) Subtract an amount equal to the amount of federal~~

- 1 Social Security and Railroad Retirement benefits included in a
 2 taxpayer's federal gross income by Section 86 of the Internal
 3 Revenue Code.
- 4 ~~(13)~~ (11) In the case of a nonresident taxpayer or a resident
 5 taxpayer residing in Indiana for a period of less than the taxpayer's
 6 entire taxable year, the total amount of the deductions allowed
 7 pursuant to subdivisions (3), (4), (5), and (6) shall be reduced to
 8 an amount which bears the same ratio to the total as the taxpayer's
 9 income taxable in Indiana bears to the taxpayer's total income.
- 10 ~~(14)~~ (12) In the case of an individual who is a recipient of
 11 assistance under IC 12-10-6-1, IC 12-10-6-2.1, IC 12-15-2-2, or
 12 IC 12-15-7, subtract an amount equal to that portion of the
 13 individual's adjusted gross income with respect to which the
 14 individual is not allowed under federal law to retain an amount to
 15 pay state and local income taxes.
- 16 ~~(15)~~ (13) In the case of an eligible individual, subtract the amount
 17 of a Holocaust victim's settlement payment included in the
 18 individual's federal adjusted gross income.
- 19 ~~(16)~~ For taxable years beginning after December 31, 1999, (14)
 20 Subtract an amount equal to the portion of any premiums paid
 21 during the taxable year by the taxpayer for a qualified long term
 22 care policy (as defined in IC 12-15-39.6-5) for the taxpayer or the
 23 taxpayer's spouse, or both.
- 24 ~~(17)~~ (15) Subtract an amount equal to the lesser of:
 25 (A) for a taxable year:
 26 (i) including any part of 2004, the amount determined under
 27 subsection (f); and
 28 (ii) beginning after December 31, 2004, two thousand five
 29 hundred dollars (\$2,500); or
 30 (B) the amount of property taxes that are paid during the
 31 taxable year in Indiana by the individual on the individual's
 32 principal place of residence.
- 33 ~~(18)~~ (16) Subtract an amount equal to the amount of a September
 34 11 terrorist attack settlement payment included in the individual's
 35 federal adjusted gross income.
- 36 ~~(19)~~ (17) Add or subtract the amount necessary to make the
 37 adjusted gross income of any taxpayer that owns property for
 38 which bonus depreciation was allowed in the current taxable year
 39 or in an earlier taxable year equal to the amount of adjusted gross
 40 income that would have been computed had an election not been
 41 made under Section 168(k) of the Internal Revenue Code to apply
 42 bonus depreciation to the property in the year that it was placed
 43 in service.
- 44 ~~(20)~~ (18) Add an amount equal to any deduction allowed under
 45 Section 172 of the Internal Revenue Code.
- 46 ~~(21)~~ (19) Add or subtract the amount necessary to make the

1 adjusted gross income of any taxpayer that placed Section 179
2 property (as defined in Section 179 of the Internal Revenue Code)
3 in service in the current taxable year or in an earlier taxable year
4 equal to the amount of adjusted gross income that would have
5 been computed had an election for federal income tax purposes
6 not been made for the year in which the property was placed in
7 service to take deductions under Section 179 of the Internal
8 Revenue Code in a total amount exceeding twenty-five thousand
9 dollars (\$25,000).

10 ~~(22)~~ (20) Add an amount equal to the amount that a taxpayer
11 claimed as a deduction for domestic production activities for the
12 taxable year under Section 199 of the Internal Revenue Code for
13 federal income tax purposes.

14 ~~(23)~~ (21) Subtract an amount equal to the amount of the taxpayer's
15 qualified military income that was not excluded from the
16 taxpayer's gross income for federal income tax purposes under
17 Section 112 of the Internal Revenue Code.

18 ~~(24)~~ (22) Subtract income that is:

19 (A) exempt from taxation under IC 6-3-2-21.7; and
20 (B) included in the individual's federal adjusted gross income
21 under the Internal Revenue Code.

22 ~~(25)~~ (23) Subtract any amount of a credit (including an advance
23 refund of the credit) that is provided to an individual under 26
24 U.S.C. 6428 (federal Economic Stimulus Act of 2008) and
25 included in the individual's federal adjusted gross income.

26 ~~(26)~~ (24) Add any amount of unemployment compensation
27 excluded from federal gross income, as defined in Section 61 of
28 the Internal Revenue Code, under Section 85(c) of the Internal
29 Revenue Code.

30 ~~(27)~~ (25) Add the amount excluded from gross income under
31 Section 108(a)(1)(e) of the Internal Revenue Code for the
32 discharge of debt on a qualified principal residence.

33 ~~(28)~~ (26) Add an amount equal to any income not included in
34 gross income as a result of the deferral of income arising from
35 business indebtedness discharged in connection with the
36 reacquisition after December 31, 2008, and before January 1,
37 2011, of an applicable debt instrument, as provided in Section
38 108(i) of the Internal Revenue Code. Subtract the amount
39 necessary from the adjusted gross income of any taxpayer that
40 added an amount to adjusted gross income in a previous year to
41 offset the amount included in federal gross income as a result of
42 the deferral of income arising from business indebtedness
43 discharged in connection with the reacquisition after December
44 31, 2008, and before January 1, 2011, of an applicable debt
45 instrument, as provided in Section 108(i) of the Internal Revenue
46 Code.

- 1 ~~(29)~~ (27) Add the amount necessary to make the adjusted gross
 2 income of any taxpayer that placed qualified restaurant property
 3 in service during the taxable year and that was classified as
 4 15-year property under Section 168(e)(3)(E)(v) of the Internal
 5 Revenue Code equal to the amount of adjusted gross income that
 6 would have been computed had the classification not applied to
 7 the property in the year that it was placed in service.
- 8 ~~(30)~~ (28) Add the amount necessary to make the adjusted gross
 9 income of any taxpayer that placed qualified retail improvement
 10 property in service during the taxable year and that was classified
 11 as 15-year property under Section 168(e)(3)(E)(ix) of the Internal
 12 Revenue Code equal to the amount of adjusted gross income that
 13 would have been computed had the classification not applied to
 14 the property in the year that it was placed in service.
- 15 ~~(31)~~ (29) Add or subtract the amount necessary to make the
 16 adjusted gross income of any taxpayer that claimed the special
 17 allowance for qualified disaster assistance property under Section
 18 168(n) of the Internal Revenue Code equal to the amount of
 19 adjusted gross income that would have been computed had the
 20 special allowance not been claimed for the property.
- 21 ~~(32)~~ (30) Add or subtract the amount necessary to make the
 22 adjusted gross income of any taxpayer that made an election
 23 under Section 179C of the Internal Revenue Code to expense
 24 costs for qualified refinery property equal to the amount of
 25 adjusted gross income that would have been computed had an
 26 election for federal income tax purposes not been made for the
 27 year.
- 28 ~~(33)~~ (31) Add or subtract the amount necessary to make the
 29 adjusted gross income of any taxpayer that made an election
 30 under Section 181 of the Internal Revenue Code to expense costs
 31 for a qualified film or television production equal to the amount
 32 of adjusted gross income that would have been computed had an
 33 election for federal income tax purposes not been made for the
 34 year.
- 35 ~~(34)~~ (32) Add or subtract the amount necessary to make the
 36 adjusted gross income of any taxpayer that treated a loss from the
 37 sale or exchange of preferred stock in:
- 38 (A) the Federal National Mortgage Association, established
 39 under the Federal National Mortgage Association Charter Act
 40 (12 U.S.C. 1716 et seq.); or
 41 (B) the Federal Home Loan Mortgage Corporation, established
 42 under the Federal Home Loan Mortgage Corporation Act (12
 43 U.S.C. 1451 et seq.);
- 44 as an ordinary loss under Section 301 of the Emergency
 45 Economic Stabilization Act of 2008 in the current taxable year or
 46 in an earlier taxable year equal to the amount of adjusted gross

- 1 income that would have been computed had the loss not been
 2 treated as an ordinary loss.
- 3 *(33) Add the amount excluded from federal gross income under*
 4 *Section 103 of the Internal Revenue Code for interest received on*
 5 *an obligation of a state other than Indiana, or a political*
 6 *subdivision of such a state, that is acquired by the taxpayer after*
 7 *December 31, 2011.*
- 8 ~~(35)~~ *(34) Add the amount deducted from gross income under*
 9 *Section 198 of the Internal Revenue Code for the expensing of*
 10 *environmental remediation costs.*
- 11 ~~(36)~~ *(35) Add the amount excluded from gross income under*
 12 *Section 408(d)(8) of the Internal Revenue Code for a charitable*
 13 *distribution from an individual retirement plan.*
- 14 ~~(37)~~ *(36) Add the amount deducted from gross income under*
 15 *Section 222 of the Internal Revenue Code for qualified tuition*
 16 *and related expenses.*
- 17 ~~(38)~~ *(37) Add the amount deducted from gross income under*
 18 *Section 62(2)(D) of the Internal Revenue Code for certain*
 19 *expenses of elementary and secondary school teachers.*
- 20 ~~(39)~~ ~~(38)~~ *(38) Add the amount excluded from gross income under*
 21 *Section 127 of the Internal Revenue Code as annual employer*
 22 *provided education expenses.*
- 23 ~~(40)~~ ~~(39)~~ **(38)** *Add the amount deducted from gross income under*
 24 *Section 179E of the Internal Revenue Code for any qualified*
 25 *advanced mine safety equipment property.*
- 26 ~~(41)~~ ~~(40)~~ *Add the monthly amount excluded from gross income*
 27 *under Section 132(f)(1)(A) and 132(f)(1)(B) that exceeds one*
 28 *hundred dollars (\$100) a month for a qualified transportation*
 29 *fringe.*
- 30 ~~(42)~~ ~~(41)~~ **(39)** *Add the amount deducted from gross income under*
 31 *Section 221 of the Internal Revenue Code that exceeds the*
 32 *amount the taxpayer could deduct under Section 221 of the*
 33 *Internal Revenue Code before it was amended by the Tax Relief,*
 34 *Unemployment Insurance Reauthorization, and Job Creation Act*
 35 *of 2010 (P.L. 111-312).*
- 36 ~~(43)~~ ~~(42)~~ **(40)** *Add the amount necessary to make the adjusted*
 37 *gross income of any taxpayer that placed any qualified leasehold*
 38 *improvement property in service during the taxable year and that*
 39 *was classified as 15-year property under Section 168(e)(3)(E)(iv)*
 40 *of the Internal Revenue Code equal to the amount of adjusted*
 41 *gross income that would have been computed had the*
 42 *classification not applied to the property in the year that it was*
 43 *placed into service.*
- 44 ~~(44)~~ ~~(43)~~ **(41)** *Add the amount necessary to make the adjusted*
 45 *gross income of any taxpayer that placed a motorsports*
 46 *entertainment complex in service during the taxable year and that*

1 was classified as 7-year property under Section 168(e)(3)(C)(ii)
 2 of the Internal Revenue Code equal to the amount of adjusted
 3 gross income that would have been computed had the
 4 classification not applied to the property in the year that it was
 5 placed into service.

6 ~~(45)~~ ~~(44)~~ **(42)** Add the amount deducted under Section 195 of the
 7 Internal Revenue Code for start-up expenditures that exceeds the
 8 amount the taxpayer could deduct under Section 195 of the
 9 Internal Revenue Code before it was amended by the Small
 10 Business Jobs Act of 2010 (P.L. 111-240).

11 ~~(46)~~ ~~(45)~~ **(43)** Add the amount necessary to make the adjusted
 12 gross income of any taxpayer for which tax was not imposed on
 13 the net recognized built-in gain of an S corporation under Section
 14 1374(d)(7) of the Internal Revenue Code as amended by the Small
 15 Business Jobs Act of 2010 (P.L. 111-240) equal to the amount of
 16 adjusted gross income that would have been computed before
 17 Section 1374(d)(7) of the Internal Revenue Code as amended by
 18 the Small Business Jobs Act of 2010 (P.L. 111-240).

19 ~~(35)~~ **(44)** This subdivision does not apply to payments made for
 20 services provided to a business that was enrolled and
 21 participated in the E-Verify program (as defined in
 22 IC 22-5-1.7-3) during the time the taxpayer conducted business
 23 in Indiana in the taxable year. For a taxable year beginning after
 24 June 30, 2011, add the amount of any trade or business deduction
 25 allowed under the Internal Revenue Code for wages,
 26 reimbursements, or other payments made for services provided
 27 in Indiana by an individual for services as an employee, if the
 28 individual was, during the period of service, prohibited from
 29 being hired as an employee under 8 U.S.C. 1324a.

30 (b) In the case of corporations, the same as "taxable income" (as
 31 defined in Section 63 of the Internal Revenue Code) adjusted as
 32 follows:

33 (1) Subtract income that is exempt from taxation under this article
 34 by the Constitution and statutes of the United States.

35 (2) Add an amount equal to any deduction or deductions allowed
 36 or allowable pursuant to Section 170 of the Internal Revenue
 37 Code.

38 (3) Add an amount equal to any deduction or deductions allowed
 39 or allowable pursuant to Section 63 of the Internal Revenue Code
 40 for taxes based on or measured by income and levied at the state
 41 level by any state of the United States.

42 (4) Subtract an amount equal to the amount included in the
 43 corporation's taxable income under Section 78 of the Internal
 44 Revenue Code.

45 (5) Add or subtract the amount necessary to make the adjusted
 46 gross income of any taxpayer that owns property for which bonus

- 1 depreciation was allowed in the current taxable year or in an
2 earlier taxable year equal to the amount of adjusted gross income
3 that would have been computed had an election not been made
4 under Section 168(k) of the Internal Revenue Code to apply bonus
5 depreciation to the property in the year that it was placed in
6 service.
- 7 (6) Add an amount equal to any deduction allowed under Section
8 172 of the Internal Revenue Code.
- 9 (7) Add or subtract the amount necessary to make the adjusted
10 gross income of any taxpayer that placed Section 179 property (as
11 defined in Section 179 of the Internal Revenue Code) in service
12 in the current taxable year or in an earlier taxable year equal to
13 the amount of adjusted gross income that would have been
14 computed had an election for federal income tax purposes not
15 been made for the year in which the property was placed in
16 service to take deductions under Section 179 of the Internal
17 Revenue Code in a total amount exceeding twenty-five thousand
18 dollars (\$25,000).
- 19 (8) Add an amount equal to the amount that a taxpayer claimed as
20 a deduction for domestic production activities for the taxable year
21 under Section 199 of the Internal Revenue Code for federal
22 income tax purposes.
- 23 (9) Add to the extent required by IC 6-3-2-20 the amount of
24 intangible expenses (as defined in IC 6-3-2-20) and any directly
25 related intangible interest expenses (as defined in IC 6-3-2-20) for
26 the taxable year that reduced the corporation's taxable income (as
27 defined in Section 63 of the Internal Revenue Code) for federal
28 income tax purposes.
- 29 (10) Add an amount equal to any deduction for dividends paid (as
30 defined in Section 561 of the Internal Revenue Code) to
31 shareholders of a captive real estate investment trust (as defined
32 in section 34.5 of this chapter).
- 33 (11) Subtract income that is:
- 34 (A) exempt from taxation under IC 6-3-2-21.7; and
35 (B) included in the corporation's taxable income under the
36 Internal Revenue Code.
- 37 (12) Add an amount equal to any income not included in gross
38 income as a result of the deferral of income arising from business
39 indebtedness discharged in connection with the reacquisition after
40 December 31, 2008, and before January 1, 2011, of an applicable
41 debt instrument, as provided in Section 108(i) of the Internal
42 Revenue Code. Subtract from the adjusted gross income of any
43 taxpayer that added an amount to adjusted gross income in a
44 previous year the amount necessary to offset the amount included
45 in federal gross income as a result of the deferral of income
46 arising from business indebtedness discharged in connection with

- 1 the reacquisition after December 31, 2008, and before January 1,
 2 2011, of an applicable debt instrument, as provided in Section
 3 108(i) of the Internal Revenue Code.
- 4 (13) Add the amount necessary to make the adjusted gross income
 5 of any taxpayer that placed qualified restaurant property in service
 6 during the taxable year and that was classified as 15-year property
 7 under Section 168(e)(3)(E)(v) of the Internal Revenue Code equal
 8 to the amount of adjusted gross income that would have been
 9 computed had the classification not applied to the property in the
 10 year that it was placed in service.
- 11 (14) Add the amount necessary to make the adjusted gross income
 12 of any taxpayer that placed qualified retail improvement property
 13 in service during the taxable year and that was classified as
 14 15-year property under Section 168(e)(3)(E)(ix) of the Internal
 15 Revenue Code equal to the amount of adjusted gross income that
 16 would have been computed had the classification not applied to
 17 the property in the year that it was placed in service.
- 18 (15) Add or subtract the amount necessary to make the adjusted
 19 gross income of any taxpayer that claimed the special allowance
 20 for qualified disaster assistance property under Section 168(n) of
 21 the Internal Revenue Code equal to the amount of adjusted gross
 22 income that would have been computed had the special allowance
 23 not been claimed for the property.
- 24 (16) Add or subtract the amount necessary to make the adjusted
 25 gross income of any taxpayer that made an election under Section
 26 179C of the Internal Revenue Code to expense costs for qualified
 27 refinery property equal to the amount of adjusted gross income
 28 that would have been computed had an election for federal
 29 income tax purposes not been made for the year.
- 30 (17) Add or subtract the amount necessary to make the adjusted
 31 gross income of any taxpayer that made an election under Section
 32 181 of the Internal Revenue Code to expense costs for a qualified
 33 film or television production equal to the amount of adjusted
 34 gross income that would have been computed had an election for
 35 federal income tax purposes not been made for the year.
- 36 (18) Add or subtract the amount necessary to make the adjusted
 37 gross income of any taxpayer that treated a loss from the sale or
 38 exchange of preferred stock in:
- 39 (A) the Federal National Mortgage Association, established
 40 under the Federal National Mortgage Association Charter Act
 41 (12 U.S.C. 1716 et seq.); or
- 42 (B) the Federal Home Loan Mortgage Corporation, established
 43 under the Federal Home Loan Mortgage Corporation Act (12
 44 U.S.C. 1451 et seq.);
- 45 as an ordinary loss under Section 301 of the Emergency
 46 Economic Stabilization Act of 2008 in the current taxable year or

1 in an earlier taxable year equal to the amount of adjusted gross
 2 income that would have been computed had the loss not been
 3 treated as an ordinary loss.

4 *(19) Add the amount deducted from gross income under Section*
 5 *198 of the Internal Revenue Code for the expensing of*
 6 *environmental remediation costs.*

7 *(20) Add the amount deducted from gross income under Section*
 8 *179E of the Internal Revenue Code for any qualified advanced*
 9 *mine safety equipment property.*

10 *(21) Add the amount necessary to make the adjusted gross income*
 11 *of any taxpayer that placed any qualified leasehold improvement*
 12 *property in service during the taxable year and that was*
 13 *classified as 15-year property under Section 168(e)(3)(E)(iv) of*
 14 *the Internal Revenue Code equal to the amount of adjusted gross*
 15 *income that would have been computed had the classification not*
 16 *applied to the property in the year that it was placed into service.*

17 *(22) Add the amount necessary to make the adjusted gross income*
 18 *of any taxpayer that placed a motorsports entertainment complex*
 19 *in service during the taxable year and that was classified as*
 20 *7-year property under Section 168(e)(3)(C)(ii) of the Internal*
 21 *Revenue Code equal to the amount of adjusted gross income that*
 22 *would have been computed had the classification not applied to*
 23 *the property in the year that it was placed into service.*

24 *(23) Add the amount deducted under Section 195 of the Internal*
 25 *Revenue Code for start-up expenditures that exceeds the amount*
 26 *the taxpayer could deduct under Section 195 of the Internal*
 27 *Revenue Code before it was amended by the Small Business Jobs*
 28 *Act of 2010 (P.L. 111-240).*

29 ~~(19)~~ **(24)** *This subdivision does not apply to payments made for*
 30 *services provided to a business that was enrolled and*
 31 *participated in the E-Verify program (as defined in*
 32 *IC 22-5-1.7-3) during the time the taxpayer conducted business*
 33 *in Indiana in the taxable year. For a taxable year beginning after*
 34 *June 30, 2011, add the amount of any trade or business deduction*
 35 *allowed under the Internal Revenue Code for wages,*
 36 *reimbursements, or other payments made for services provided*
 37 *in Indiana by an individual for services as an employee, if the*
 38 *individual was, during the period of service, prohibited from*
 39 *being hired as an employee under 8 U.S.C. 1324a.*

40 ~~(24)~~ **(25)** *Add the amount excluded from federal gross income*
 41 *under Section 103 of the Internal Revenue Code for interest*
 42 *received on an obligation of a state other than Indiana, or a*
 43 *political subdivision of such a state, that is acquired by the*
 44 *taxpayer after December 31, 2011.*

45 (c) In the case of life insurance companies (as defined in Section
 46 816(a) of the Internal Revenue Code) that are organized under Indiana

- 1 law, the same as "life insurance company taxable income" (as defined
- 2 in Section 801 of the Internal Revenue Code), adjusted as follows:
- 3 (1) Subtract income that is exempt from taxation under this article
- 4 by the Constitution and statutes of the United States.
- 5 (2) Add an amount equal to any deduction allowed or allowable
- 6 under Section 170 of the Internal Revenue Code.
- 7 (3) Add an amount equal to a deduction allowed or allowable
- 8 under Section 805 or Section 831(c) of the Internal Revenue Code
- 9 for taxes based on or measured by income and levied at the state
- 10 level by any state.
- 11 (4) Subtract an amount equal to the amount included in the
- 12 company's taxable income under Section 78 of the Internal
- 13 Revenue Code.
- 14 (5) Add or subtract the amount necessary to make the adjusted
- 15 gross income of any taxpayer that owns property for which bonus
- 16 depreciation was allowed in the current taxable year or in an
- 17 earlier taxable year equal to the amount of adjusted gross income
- 18 that would have been computed had an election not been made
- 19 under Section 168(k) of the Internal Revenue Code to apply bonus
- 20 depreciation to the property in the year that it was placed in
- 21 service.
- 22 (6) Add an amount equal to any deduction allowed under Section
- 23 172 or Section 810 of the Internal Revenue Code.
- 24 (7) Add or subtract the amount necessary to make the adjusted
- 25 gross income of any taxpayer that placed Section 179 property (as
- 26 defined in Section 179 of the Internal Revenue Code) in service
- 27 in the current taxable year or in an earlier taxable year equal to
- 28 the amount of adjusted gross income that would have been
- 29 computed had an election for federal income tax purposes not
- 30 been made for the year in which the property was placed in
- 31 service to take deductions under Section 179 of the Internal
- 32 Revenue Code in a total amount exceeding twenty-five thousand
- 33 dollars (\$25,000).
- 34 (8) Add an amount equal to the amount that a taxpayer claimed as
- 35 a deduction for domestic production activities for the taxable year
- 36 under Section 199 of the Internal Revenue Code for federal
- 37 income tax purposes.
- 38 (9) Subtract income that is:
- 39 (A) exempt from taxation under IC 6-3-2-21.7; and
- 40 (B) included in the insurance company's taxable income under
- 41 the Internal Revenue Code.
- 42 (10) Add an amount equal to any income not included in gross
- 43 income as a result of the deferral of income arising from business
- 44 indebtedness discharged in connection with the reacquisition after
- 45 December 31, 2008, and before January 1, 2011, of an applicable
- 46 debt instrument, as provided in Section 108(i) of the Internal

- 1 Revenue Code. Subtract from the adjusted gross income of any
2 taxpayer that added an amount to adjusted gross income in a
3 previous year the amount necessary to offset the amount included
4 in federal gross income as a result of the deferral of income
5 arising from business indebtedness discharged in connection with
6 the reacquisition after December 31, 2008, and before January 1,
7 2011, of an applicable debt instrument, as provided in Section
8 108(i) of the Internal Revenue Code.
- 9 (11) Add the amount necessary to make the adjusted gross income
10 of any taxpayer that placed qualified restaurant property in service
11 during the taxable year and that was classified as 15-year property
12 under Section 168(e)(3)(E)(v) of the Internal Revenue Code equal
13 to the amount of adjusted gross income that would have been
14 computed had the classification not applied to the property in the
15 year that it was placed in service.
- 16 (12) Add the amount necessary to make the adjusted gross income
17 of any taxpayer that placed qualified retail improvement property
18 in service during the taxable year and that was classified as
19 15-year property under Section 168(e)(3)(E)(ix) of the Internal
20 Revenue Code equal to the amount of adjusted gross income that
21 would have been computed had the classification not applied to
22 the property in the year that it was placed in service.
- 23 (13) Add or subtract the amount necessary to make the adjusted
24 gross income of any taxpayer that claimed the special allowance
25 for qualified disaster assistance property under Section 168(n) of
26 the Internal Revenue Code equal to the amount of adjusted gross
27 income that would have been computed had the special allowance
28 not been claimed for the property.
- 29 (14) Add or subtract the amount necessary to make the adjusted
30 gross income of any taxpayer that made an election under Section
31 179C of the Internal Revenue Code to expense costs for qualified
32 refinery property equal to the amount of adjusted gross income
33 that would have been computed had an election for federal
34 income tax purposes not been made for the year.
- 35 (15) Add or subtract the amount necessary to make the adjusted
36 gross income of any taxpayer that made an election under Section
37 181 of the Internal Revenue Code to expense costs for a qualified
38 film or television production equal to the amount of adjusted
39 gross income that would have been computed had an election for
40 federal income tax purposes not been made for the year.
- 41 (16) Add or subtract the amount necessary to make the adjusted
42 gross income of any taxpayer that treated a loss from the sale or
43 exchange of preferred stock in:
- 44 (A) the Federal National Mortgage Association, established
45 under the Federal National Mortgage Association Charter Act
46 (12 U.S.C. 1716 et seq.); or

- 1 (B) the Federal Home Loan Mortgage Corporation, established
 2 under the Federal Home Loan Mortgage Corporation Act (12
 3 U.S.C. 1451 et seq.);
 4 as an ordinary loss under Section 301 of the Emergency
 5 Economic Stabilization Act of 2008 in the current taxable year or
 6 in an earlier taxable year equal to the amount of adjusted gross
 7 income that would have been computed had the loss not been
 8 treated as an ordinary loss.
- 9 (17) Add an amount equal to any exempt insurance income under
 10 Section 953(e) of the Internal Revenue Code that is active
 11 financing income under Subpart F of Subtitle A, Chapter 1,
 12 Subchapter N of the Internal Revenue Code.
- 13 *(18) Add the amount necessary to make the adjusted gross income*
 14 *of any taxpayer that placed any qualified leasehold improvement*
 15 *property in service during the taxable year and that was*
 16 *classified as 15-year property under Section 168(e)(3)(E)(iv) of*
 17 *the Internal Revenue Code equal to the amount of adjusted gross*
 18 *income that would have been computed had the classification not*
 19 *applied to the property in the year that it was placed into service.*
- 20 *(19) Add the amount necessary to make the adjusted gross income*
 21 *of any taxpayer that placed a motorsports entertainment complex*
 22 *in service during the taxable year and that was classified as*
 23 *7-year property under Section 168(e)(3)(C)(ii) of the Internal*
 24 *Revenue Code equal to the amount of adjusted gross income that*
 25 *would have been computed had the classification not applied to*
 26 *the property in the year that it was placed into service.*
- 27 *(20) Add the amount deducted under Section 195 of the Internal*
 28 *Revenue Code for start-up expenditures that exceeds the amount*
 29 *the taxpayer could deduct under Section 195 of the Internal*
 30 *Revenue Code before it was amended by the Small Business Jobs*
 31 *Act of 2010 (P.L. 111-240).*
- 32 *(21) Add the amount deducted from gross income under Section*
 33 *198 of the Internal Revenue Code for the expensing of*
 34 *environmental remediation costs.*
- 35 *(22) Add the amount deducted from gross income under Section*
 36 *179E of the Internal Revenue Code for any qualified advanced*
 37 *mine safety equipment property.*
- 38 ~~(18)~~ **(23)** *This subdivision does not apply to payments made for*
 39 *services provided to a business that was enrolled and*
 40 *participated in the E-Verify program (as defined in*
 41 *IC 22-5-1.7-3) during the time the taxpayer conducted business*
 42 *in Indiana in the taxable year. For a taxable year beginning after*
 43 *June 30, 2011, add the amount of any trade or business deduction*
 44 *allowed under the Internal Revenue Code for wages,*
 45 *reimbursements, or other payments made for services provided*
 46 *in Indiana by an individual for services as an employee, if the*

1 individual was, during the period of service, prohibited from
2 being hired as an employee under 8 U.S.C. 1324a.

3 ~~(23)~~ **(24)** Add the amount excluded from federal gross income
4 under Section 103 of the Internal Revenue Code for interest
5 received on an obligation of a state other than Indiana, or a
6 political subdivision of such a state, that is acquired by the
7 taxpayer after December 31, 2011.

8 (d) In the case of insurance companies subject to tax under Section
9 831 of the Internal Revenue Code and organized under Indiana law, the
10 same as "taxable income" (as defined in Section 832 of the Internal
11 Revenue Code), adjusted as follows:

12 (1) Subtract income that is exempt from taxation under this article
13 by the Constitution and statutes of the United States.

14 (2) Add an amount equal to any deduction allowed or allowable
15 under Section 170 of the Internal Revenue Code.

16 (3) Add an amount equal to a deduction allowed or allowable
17 under Section 805 or Section 831(c) of the Internal Revenue Code
18 for taxes based on or measured by income and levied at the state
19 level by any state.

20 (4) Subtract an amount equal to the amount included in the
21 company's taxable income under Section 78 of the Internal
22 Revenue Code.

23 (5) Add or subtract the amount necessary to make the adjusted
24 gross income of any taxpayer that owns property for which bonus
25 depreciation was allowed in the current taxable year or in an
26 earlier taxable year equal to the amount of adjusted gross income
27 that would have been computed had an election not been made
28 under Section 168(k) of the Internal Revenue Code to apply bonus
29 depreciation to the property in the year that it was placed in
30 service.

31 (6) Add an amount equal to any deduction allowed under Section
32 172 of the Internal Revenue Code.

33 (7) Add or subtract the amount necessary to make the adjusted
34 gross income of any taxpayer that placed Section 179 property (as
35 defined in Section 179 of the Internal Revenue Code) in service
36 in the current taxable year or in an earlier taxable year equal to
37 the amount of adjusted gross income that would have been
38 computed had an election for federal income tax purposes not
39 been made for the year in which the property was placed in
40 service to take deductions under Section 179 of the Internal
41 Revenue Code in a total amount exceeding twenty-five thousand
42 dollars (\$25,000).

43 (8) Add an amount equal to the amount that a taxpayer claimed as
44 a deduction for domestic production activities for the taxable year
45 under Section 199 of the Internal Revenue Code for federal
46 income tax purposes.

- 1 (9) Subtract income that is:
- 2 (A) exempt from taxation under IC 6-3-2-21.7; and
- 3 (B) included in the insurance company's taxable income under
- 4 the Internal Revenue Code.
- 5 (10) Add an amount equal to any income not included in gross
- 6 income as a result of the deferral of income arising from business
- 7 indebtedness discharged in connection with the reacquisition after
- 8 December 31, 2008, and before January 1, 2011, of an applicable
- 9 debt instrument, as provided in Section 108(i) of the Internal
- 10 Revenue Code. Subtract from the adjusted gross income of any
- 11 taxpayer that added an amount to adjusted gross income in a
- 12 previous year the amount necessary to offset the amount included
- 13 in federal gross income as a result of the deferral of income
- 14 arising from business indebtedness discharged in connection with
- 15 the reacquisition after December 31, 2008, and before January 1,
- 16 2011, of an applicable debt instrument, as provided in Section
- 17 108(i) of the Internal Revenue Code.
- 18 (11) Add the amount necessary to make the adjusted gross income
- 19 of any taxpayer that placed qualified restaurant property in service
- 20 during the taxable year and that was classified as 15-year property
- 21 under Section 168(e)(3)(E)(v) of the Internal Revenue Code equal
- 22 to the amount of adjusted gross income that would have been
- 23 computed had the classification not applied to the property in the
- 24 year that it was placed in service.
- 25 (12) Add the amount necessary to make the adjusted gross income
- 26 of any taxpayer that placed qualified retail improvement property
- 27 in service during the taxable year and that was classified as
- 28 15-year property under Section 168(e)(3)(E)(ix) of the Internal
- 29 Revenue Code equal to the amount of adjusted gross income that
- 30 would have been computed had the classification not applied to
- 31 the property in the year that it was placed in service.
- 32 (13) Add or subtract the amount necessary to make the adjusted
- 33 gross income of any taxpayer that claimed the special allowance
- 34 for qualified disaster assistance property under Section 168(n) of
- 35 the Internal Revenue Code equal to the amount of adjusted gross
- 36 income that would have been computed had the special allowance
- 37 not been claimed for the property.
- 38 (14) Add or subtract the amount necessary to make the adjusted
- 39 gross income of any taxpayer that made an election under Section
- 40 179C of the Internal Revenue Code to expense costs for qualified
- 41 refinery property equal to the amount of adjusted gross income
- 42 that would have been computed had an election for federal
- 43 income tax purposes not been made for the year.
- 44 (15) Add or subtract the amount necessary to make the adjusted
- 45 gross income of any taxpayer that made an election under Section
- 46 181 of the Internal Revenue Code to expense costs for a qualified

1 film or television production equal to the amount of adjusted
 2 gross income that would have been computed had an election for
 3 federal income tax purposes not been made for the year.

4 (16) Add or subtract the amount necessary to make the adjusted
 5 gross income of any taxpayer that treated a loss from the sale or
 6 exchange of preferred stock in:

7 (A) the Federal National Mortgage Association, established
 8 under the Federal National Mortgage Association Charter Act
 9 (12 U.S.C. 1716 et seq.); or

10 (B) the Federal Home Loan Mortgage Corporation, established
 11 under the Federal Home Loan Mortgage Corporation Act (12
 12 U.S.C. 1451 et seq.);

13 as an ordinary loss under Section 301 of the Emergency
 14 Economic Stabilization Act of 2008 in the current taxable year or
 15 in an earlier taxable year equal to the amount of adjusted gross
 16 income that would have been computed had the loss not been
 17 treated as an ordinary loss.

18 (17) Add an amount equal to any exempt insurance income under
 19 Section 953(e) of the Internal Revenue Code that is active
 20 financing income under Subpart F of Subtitle A, Chapter 1,
 21 Subchapter N of the Internal Revenue Code.

22 *(18) Add the amount necessary to make the adjusted gross income*
 23 *of any taxpayer that placed any qualified leasehold improvement*
 24 *property in service during the taxable year and that was*
 25 *classified as 15-year property under Section 168(e)(3)(E)(iv) of*
 26 *the Internal Revenue Code equal to the amount of adjusted gross*
 27 *income that would have been computed had the classification not*
 28 *applied to the property in the year that it was placed into service.*

29 *(19) Add the amount necessary to make the adjusted gross income*
 30 *of any taxpayer that placed a motorsports entertainment complex*
 31 *in service during the taxable year and that was classified as*
 32 *7-year property under Section 168(e)(3)(C)(ii) of the Internal*
 33 *Revenue Code equal to the amount of adjusted gross income that*
 34 *would have been computed had the classification not applied to*
 35 *the property in the year that it was placed into service.*

36 *(20) Add the amount deducted under Section 195 of the Internal*
 37 *Revenue Code for start-up expenditures that exceeds the amount*
 38 *the taxpayer could deduct under Section 195 of the Internal*
 39 *Revenue Code before it was amended by the Small Business Jobs*
 40 *Act of 2010 (P.L. 111-240).*

41 *(21) Add the amount deducted from gross income under Section*
 42 *198 of the Internal Revenue Code for the expensing of*
 43 *environmental remediation costs.*

44 *(22) Add the amount deducted from gross income under Section*
 45 *179E of the Internal Revenue Code for any qualified advanced*
 46 *mine safety equipment property.*

1 ~~(18)~~ **(23)** *This subdivision does not apply to payments made for*
 2 *services provided to a business that was enrolled and*
 3 *participated in the E-Verify program (as defined in*
 4 *IC 22-5-1.7-3) during the time the taxpayer conducted business*
 5 *in Indiana in the taxable year. For a taxable year beginning after*
 6 *June 30, 2011, add the amount of any trade or business deduction*
 7 *allowed under the Internal Revenue Code for wages,*
 8 *reimbursements, or other payments made for services provided*
 9 *in Indiana by an individual for services as an employee, if the*
 10 *individual was, during the period of service, prohibited from*
 11 *being hired as an employee under 8 U.S.C. 1324a.*

12 ~~(23)~~ **(24)** *Add the amount excluded from federal gross income*
 13 *under Section 103 of the Internal Revenue Code for interest*
 14 *received on an obligation of a state other than Indiana, or a*
 15 *political subdivision of such a state, that is acquired by the*
 16 *taxpayer after December 31, 2011.*

17 (e) In the case of trusts and estates, "taxable income" (as defined for
 18 trusts and estates in Section 641(b) of the Internal Revenue Code)
 19 adjusted as follows:

20 (1) Subtract income that is exempt from taxation under this article
 21 by the Constitution and statutes of the United States.

22 (2) Subtract an amount equal to the amount of a September 11
 23 terrorist attack settlement payment included in the federal
 24 adjusted gross income of the estate of a victim of the September
 25 11 terrorist attack or a trust to the extent the trust benefits a victim
 26 of the September 11 terrorist attack.

27 (3) Add or subtract the amount necessary to make the adjusted
 28 gross income of any taxpayer that owns property for which bonus
 29 depreciation was allowed in the current taxable year or in an
 30 earlier taxable year equal to the amount of adjusted gross income
 31 that would have been computed had an election not been made
 32 under Section 168(k) of the Internal Revenue Code to apply bonus
 33 depreciation to the property in the year that it was placed in
 34 service.

35 (4) Add an amount equal to any deduction allowed under Section
 36 172 of the Internal Revenue Code.

37 (5) Add or subtract the amount necessary to make the adjusted
 38 gross income of any taxpayer that placed Section 179 property (as
 39 defined in Section 179 of the Internal Revenue Code) in service
 40 in the current taxable year or in an earlier taxable year equal to
 41 the amount of adjusted gross income that would have been
 42 computed had an election for federal income tax purposes not
 43 been made for the year in which the property was placed in
 44 service to take deductions under Section 179 of the Internal
 45 Revenue Code in a total amount exceeding twenty-five thousand
 46 dollars (\$25,000).

- 1 (6) Add an amount equal to the amount that a taxpayer claimed as
2 a deduction for domestic production activities for the taxable year
3 under Section 199 of the Internal Revenue Code for federal
4 income tax purposes.
- 5 (7) Subtract income that is:
 - 6 (A) exempt from taxation under IC 6-3-2-21.7; and
 - 7 (B) included in the taxpayer's taxable income under the
8 Internal Revenue Code.
- 9 (8) Add an amount equal to any income not included in gross
10 income as a result of the deferral of income arising from business
11 indebtedness discharged in connection with the reacquisition after
12 December 31, 2008, and before January 1, 2011, of an applicable
13 debt instrument, as provided in Section 108(i) of the Internal
14 Revenue Code. Subtract from the adjusted gross income of any
15 taxpayer that added an amount to adjusted gross income in a
16 previous year the amount necessary to offset the amount included
17 in federal gross income as a result of the deferral of income
18 arising from business indebtedness discharged in connection with
19 the reacquisition after December 31, 2008, and before January 1,
20 2011, of an applicable debt instrument, as provided in Section
21 108(i) of the Internal Revenue Code.
- 22 (9) Add the amount necessary to make the adjusted gross income
23 of any taxpayer that placed qualified restaurant property in service
24 during the taxable year and that was classified as 15-year property
25 under Section 168(e)(3)(E)(v) of the Internal Revenue Code equal
26 to the amount of adjusted gross income that would have been
27 computed had the classification not applied to the property in the
28 year that it was placed in service.
- 29 (10) Add the amount necessary to make the adjusted gross income
30 of any taxpayer that placed qualified retail improvement property
31 in service during the taxable year and that was classified as
32 15-year property under Section 168(e)(3)(E)(ix) of the Internal
33 Revenue Code equal to the amount of adjusted gross income that
34 would have been computed had the classification not applied to
35 the property in the year that it was placed in service.
- 36 (11) Add or subtract the amount necessary to make the adjusted
37 gross income of any taxpayer that claimed the special allowance
38 for qualified disaster assistance property under Section 168(n) of
39 the Internal Revenue Code equal to the amount of adjusted gross
40 income that would have been computed had the special allowance
41 not been claimed for the property.
- 42 (12) Add or subtract the amount necessary to make the adjusted
43 gross income of any taxpayer that made an election under Section
44 179C of the Internal Revenue Code to expense costs for qualified
45 refinery property equal to the amount of adjusted gross income
46 that would have been computed had an election for federal

- 1 income tax purposes not been made for the year.
- 2 (13) Add or subtract the amount necessary to make the adjusted
- 3 gross income of any taxpayer that made an election under Section
- 4 181 of the Internal Revenue Code to expense costs for a qualified
- 5 film or television production equal to the amount of adjusted
- 6 gross income that would have been computed had an election for
- 7 federal income tax purposes not been made for the year.
- 8 (14) Add or subtract the amount necessary to make the adjusted
- 9 gross income of any taxpayer that treated a loss from the sale or
- 10 exchange of preferred stock in:
 - 11 (A) the Federal National Mortgage Association, established
 - 12 under the Federal National Mortgage Association Charter Act
 - 13 (12 U.S.C. 1716 et seq.); or
 - 14 (B) the Federal Home Loan Mortgage Corporation, established
 - 15 under the Federal Home Loan Mortgage Corporation Act (12
 - 16 U.S.C. 1451 et seq.);
- 17 as an ordinary loss under Section 301 of the Emergency
- 18 Economic Stabilization Act of 2008 in the current taxable year or
- 19 in an earlier taxable year equal to the amount of adjusted gross
- 20 income that would have been computed had the loss not been
- 21 treated as an ordinary loss.
- 22 (15) Add the amount excluded from gross income under Section
- 23 108(a)(1)(e) of the Internal Revenue Code for the discharge of
- 24 debt on a qualified principal residence.
- 25 *(16) Add the amount necessary to make the adjusted gross income*
- 26 *of any taxpayer that placed any qualified leasehold improvement*
- 27 *property in service during the taxable year and that was*
- 28 *classified as 15-year property under Section 168(e)(3)(E)(iv) of*
- 29 *the Internal Revenue Code equal to the amount of adjusted gross*
- 30 *income that would have been computed had the classification not*
- 31 *applied to the property in the year that it was placed into service.*
- 32 *(17) Add the amount necessary to make the adjusted gross income*
- 33 *of any taxpayer that placed a motorsports entertainment complex*
- 34 *in service during the taxable year and that was classified as*
- 35 *7-year property under Section 168(e)(3)(C)(ii) of the Internal*
- 36 *Revenue Code equal to the amount of adjusted gross income that*
- 37 *would have been computed had the classification not applied to*
- 38 *the property in the year that it was placed into service.*
- 39 *(18) Add the amount deducted under Section 195 of the Internal*
- 40 *Revenue Code for start-up expenditures that exceeds the amount*
- 41 *the taxpayer could deduct under Section 195 of the Internal*
- 42 *Revenue Code before it was amended by the Small Business Jobs*
- 43 *Act of 2010 (P.L. 111-240).*
- 44 *(19) Add the amount deducted from gross income under Section*
- 45 *198 of the Internal Revenue Code for the expensing of*
- 46 *environmental remediation costs.*

- 1 (20) Add the amount deducted from gross income under Section
- 2 179E of the Internal Revenue Code for any qualified advanced
- 3 mine safety equipment property.
- 4 (21) Add the amount necessary to make the adjusted gross income
- 5 of any taxpayer for which tax was not imposed on the net
- 6 recognized built-in gain of an S corporation under Section
- 7 1374(d)(7) of the Internal Revenue Code as amended by the Small
- 8 Business Jobs Act of 2010 (P.L. 111-240) equal to the amount of
- 9 adjusted gross income that would have been computed before
- 10 Section 1374(d)(7) of the Internal Revenue Code as amended by
- 11 the Small Business Jobs Act of 2010 (P.L. 111-240).
- 12 ~~(16)~~ **(22)** This subdivision does not apply to payments made for
- 13 services provided to a business that was enrolled and
- 14 participated in the E-Verify program (as defined in
- 15 IC 22-5-1.7-3) during the time the taxpayer conducted business
- 16 in Indiana in the taxable year. For a taxable year beginning after
- 17 June 30, 2011, add the amount of any trade or business deduction
- 18 allowed under the Internal Revenue Code for wages,
- 19 reimbursements, or other payments made for services provided
- 20 in Indiana by an individual for services as an employee, if the
- 21 individual was, during the period of service, prohibited from
- 22 being hired as an employee under 8 U.S.C. 1324a.
- 23 ~~(22)~~ **(23)** Add the amount excluded from federal gross income
- 24 under Section 103 of the Internal Revenue Code for interest
- 25 received on an obligation of a state other than Indiana, or a
- 26 political subdivision of such a state, that is acquired by the
- 27 taxpayer after December 31, 2011.
- 28 (f) This subsection applies only to the extent that an individual paid
- 29 property taxes in 2004 that were imposed for the March 1, 2002,
- 30 assessment date or the January 15, 2003, assessment date. The
- 31 maximum amount of the deduction under subsection (a)(17) is equal to
- 32 the amount determined under STEP FIVE of the following formula:
- 33 STEP ONE: Determine the amount of property taxes that the
- 34 taxpayer paid after December 31, 2003, in the taxable year for
- 35 property taxes imposed for the March 1, 2002, assessment date
- 36 and the January 15, 2003, assessment date.
- 37 STEP TWO: Determine the amount of property taxes that the
- 38 taxpayer paid in the taxable year for the March 1, 2003,
- 39 assessment date and the January 15, 2004, assessment date.
- 40 STEP THREE: Determine the result of the STEP ONE amount
- 41 divided by the STEP TWO amount.
- 42 STEP FOUR: Multiply the STEP THREE amount by two thousand
- 43 five hundred dollars (\$2,500).
- 44 STEP FIVE: Determine the sum of the STEP FOUR amount and
- 45 two thousand five hundred dollars (\$2,500)."
- 46 Renumber all SECTIONS consecutively.

(Reference is to HB 1072 as printed January 23, 2012.)

Representative Welch